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THE

JOURNAL OF THE SENATE

OF THE

STATE OF VERMONT,

ANNUAL SESSION, 1866.

PUBLISHED BY AUTHORITY.

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JOURNAL OF THE SENATE.

Pursuant to the provisions of the Constitution and Laws of the State of Vermont, the Senate convened in the State House, at Montpelier, on the second Thursday, being the eleventh day, of October, in the year of our Lord one thousand eight hundred and sixty-six.

At ten o'clock in the forenoon, the Senate was called to order by his Honor, ABRAHAM B. GARDNER, the President.

Prayer was offered by the Rev. PLINY H. WHITE, of Coventry.

The roll of the Senate was called, whereupon it appeared that the following named senators were present, who were duly sworn:

Addison County	MARCUS O. PORTER, LUCIUS E. SMITH.
Bennington County	IRA COCHRAN, HENRY G. ROOT.
Caledonia County	GEORGE IDE, WILLIAM SANBORN.
Chittenden County	RUSSELL S. TAFT, JOHN L. BARSTOW, EDGAR H. LANE.
Essex County	GEORGE N. DALE.
Franklin County	ALBERT G. SOULE, JOSHUA CLAPP, BRADLEY BARLOW.
Grand Isle County	HENRY C. HILL.
Lamoille County	GEORGE W. HENDEE.

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Orange County	BURNAM MARTIN, HIRAM BARRETT.
Orleans County	JONATHAN F. SKINNER, LUTHER BAKER.
Rutland County	PITT W. HYDE, JOHN HOWE, JR., SENECA M. DORR.
Washington County	CHARLES REED, WILLIAM W. HENRY, JASPER H. ORCUTT.
Windham County	DANIEL KELLOGG, HOMER GOODHUE.
Windsor County	HOSEA DOTON, HIRAM HARLOW.

The President nominated, and the Senate confirmed, the following named senators as a committee to canvass the votes for Governor, Lieutenant Governor and Treasurer, for the year ensuing; they were thereupon duly sworn:

Addison County	Mr. Porter,
Bennington County	" Cochran,
Caledonia County	" Ide,
Chittenden County	" Barstow,
Essex County	" Dale,
Franklin County	" Soule,
Grand Isle County	" Hill,
Lamoille County	" Hendee,
Orange County	" Barrett,
Orleans County	" Baker,
Rutland County	" Hyde,
Washington County	" Henry,
Windham County	" Goodhue,
Windsor County	" Doton.

Mr. Dorr introduced the following resolution, which was read and adopted:

Resolved, That the Senate rules for the year 1865 be, and the same are, hereby adopted as the rules of the Senate until others are provided.

Mr. Martin introduced the following resolution:

Resolved, That the Senate do now proceed to the election of a Secretary;

Which was read and adopted.

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The ballots having been taken and examined for Secretary, it appeared that

HENRY CLARK,

of Poultney, having received all the votes cast, was elected, and he thereupon took the oath of office.

Mr. Reed submitted the following resolution:

Resolved, That the Senate now proceed to the election of an Assistant Secretary;

Which was read and adopted.

The ballots having been taken and examined for Assistant Secretary, it appeared that

JAMES S. PECK,

of Montpelier, having received all the votes cast, was elected, and he was thereupon sworn.

Mr. Hyde introduced a resolution as follows:

Resolved, That the Senate now proceed to the election of Chaplain for the year ensuing;

Which was read and adopted.

On motion of Mr. Skinner, the election was made by a *viva voce* vote, and the

REV. PLINY H. WHITE,

of Coventry, was elected.

Mr. Martin introduced the following resolution:

Resolved, That the Secretary be, and hereby is, directed to inform the House of Representatives that a quorum of the Senate have assembled, and organized by the election of Henry Clark, Secretary, and James S. Peck, Assistant Secretary, and are ready, on their part, to proceed with the business of the session;

Which was read and adopted.

Mr. Porter introduced the following resolution:

Resolved, That a committee of two senators be appointed to inform the Governor that the Senate have organized, and are now ready, on their part, to proceed to the business of the session.

The President appointed, as the committee to wait on his Excellency, the Governor:

Senator Porter of Addison,
" Kellogg of Windham.

Mr. Porter from the committee appointed to wait upon

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his Excellency, the Governor, reported that they had performed the duty assigned them.

A message was received from the House of Representatives by Mr. Clarke, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that a quorum of the House have assembled in the Representatives' Hall; and the House have organized by the election of John W. Stewart, representative from Middlebury, Speaker, and John H. Flagg, of Bennington, Clerk, and that the House are ready, on their part, to proceed with the business of the session.

Mr. Martin introduced the following joint resolution, which was read and adopted on the part of the Senate:

Resolved by the Senate and House of Representatives, That the joint rules of the last session shall be the joint rules of the present session till others are adopted.

On motion of Mr. Reed, the Senate adjourned.

AFTERNOON.

Mr. Howe introduced the following resolution, which was read and adopted:

Resolved, That the Secretary be directed to furnish each senator and officer of the Senate with one daily newspaper, printed in this State, to be designated by the senators and officers.

Mr. Porter introduced the following joint resolution, which was read and adopted on the part of the Senate:

Resolved by the Senate and House of Representatives, That a committee of five from each House be appointed, to visit the State Reform School, examine into its condition and management, and report to each House respectively.

A message was received from the House of Representatives, by Mr. Clarke, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have adopted, on their part,

A joint resolution providing for the appointment of a committee to canvass votes for representatives to Congress; also

A joint resolution providing for a Joint Assembly to hear

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the report of the committee appointed to canvass votes for Governor, Lieutenant Governor and Treasurer;

In the adoption of which the concurrence of the Senate is requested.

The House have considered joint resolution from the Senate, relating to joint rules, and have adopted the same in concurrence.

The following joint resolution from the House of Representatives was read and adopted in concurrence:

Resolved by the Senate and House of Representatives, That both Houses meet in Joint Assembly, at eleven o'clock to-morrow morning, to hear the report of the committee appointed to canvass the votes for Governor, Lieutenant Governor and Treasurer.

The following joint resolution from the House of Representatives was read and adopted in concurrence:

Resolved by the Senate and House of Representatives, That a joint committee, consisting of one senator and three representatives from each congressional district, be appointed, upon the nomination of the President of the Senate and Speaker of the House, respectively, to canvass the votes given in the several congressional districts; those persons having a majority of all the votes in said districts, respectively, to be elected representatives to represent this State in the Congress of the United States.

In the absence of the President, the Secretary directed the Senate to the election of a President *pro tempore*.

The ballots having been taken and examined, it appeared that

SENECA M. DORR,

a senator from the county of Rutland, had received a majority of all the votes cast, and he was declared elected President *pro tempore*. Thereupon the oath of office was administered to him by the Secretary, and he addressed the Senate as follows:

Senators:—For your favor and partiality in selecting me to preside temporarily over your deliberations, I return to you my sincere acknowledgments.

I cannot hope that I shall always be able to discharge the duties of the position agreeably to you, nor, indeed, satisfactorily to myself. Did I not feel that I can rely upon the wisdom of your counsels for direction, and upon your forbear-

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ance in such errors and mistakes as I may make and commit, I should shrink from the responsibility which you have so generously asked me to assume.

While, then, I shall look to you for direction, and shall claim your charity and forbearance in the manner in which I may be able to discharge my duties, it is but right that I should assure you, as far as I can, that I shall aim at a faithful and conscientious discharge of all the responsibilities that may necessarily be imposed upon me.

Thanking you again for the honor you have done me, I am sure I need not appeal to a Vermont Senate and to Vermont senators, for the cultivation of that kindness and courtesy in your intercourse with each other, which can alone make our association here a pleasant memory, and our labors valuable to the Commonwealth, whose interests and honor you will represent and defend.

A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows;

MR. PRESIDENT: I am directed to inform the Senate that the House have appointed, on their part, to canvass the votes for Governor, Lieutenant Governor and Treasurer, the following named members:

Addison County	Mr.	Parmelee of Bristol,
	"	Swinington of Leicester,
	"	Ayers of Weybridge.
Bennington County	"	Shuffleton of Sunderland,
	"	Foster of Pownal,
	"	Webster of Stamford.
Caledonia County	"	Ruggles of Sutton,
	"	Willard of Wheelock,
	"	Brown of Burke.
Chittenden County	"	Woods of Milton,
	"	Morse of Bolton,
	"	Weston of Essex.
Essex County	"	Bowker of Lunenburgh,
	"	Pattee of Bloomfield,
	"	Fitts of Brunswick.
Franklin County	"	Church of Highgate,
	"	Stone of Berkshire,
	"	Martin of Sheldon.

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Grand Isle County	Mr.	Goodsell of Isle LaMotte,
	"	Marvin of Alburgh,
	"	Corbin of South Hero.
Lamoille County	"	Wheelock of Cambridge,
	"	Christy of Johnson,
	"	Brigham of Hydepark.
Orange County	"	Smith of Strafford,
	"	Barron of Washington,
	"	Sanborn of Vershire.
Orleans County	"	Somers of Irasburgh,
	"	Bartlett of Morgan,
	"	Green of Holland.
Rutland County	"	Kellogg of Benson,
	"	Gibbs of Pittsfield,
	"	Johnson of Mendon.
Washington County	"	Shepard of E. Montpelier,
	"	Warren of Middlesex,
	"	Hathaway of Moretown.
Windham County	"	Lamb of Whitingham,
	"	Robinson of Newfane,
	"	Fairman of Vernon.
Windsor County	"	Emmons of Hartland,
	"	Nott of Sharon,
	"	Shedd of West Windsor.

The House have passed a joint resolution adopting joint rules;

In which the concurrence of the Senate is requested.

Joint resolution from the House of Representatives, as follows:

Resolved by the Senate and House of Representatives, That the joint rules of last session be adopted as the joint rules of the present session, until others are adopted;

Which was read, and, on motion of Mr. Martin,

Ordered to lie.

On motion of Mr. Henry, the Senate adjourned.

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FRIDAY, OCTOBER 12, 1866.

Prayer by the Chaplain.

Journal of yesterday was read and approved.

Mr. Hendee introduced the following resolution:

Be it resolved by the Senate now in session, That the Senate rule No. 17 be amended by adding to the committees therein named, a Committee on Federal Relations;

Which was read, and laid upon the table, under the provisions of rule 34.

Mr. Henry introduced the following joint resolution:

Resolved by the Senate and House of Representatives, That the two Houses meet in Joint Assembly in the Hall of the House of Representatives, on Monday next, at half past two o'clock in the afternoon, to elect a Secretary of State, Sergeant-at-Arms, Auditor of Accounts, Superintendent of the State Prison, Commissioner of the Insane, Bank Commissioner, Railroad Commissioner, Adjutant and Inspector General, Quartermaster General, Judge Advocate General, and three Directors of the State Prison, for the year ensuing:

Which was read, and adopted on the part of the Senate.

On motion of Mr. Reed, the vote adopting a joint resolution providing for a Joint Assembly to elect certain State officers, was reconsidered.

Mr. Martin moved to strike out the word "Monday," and insert *Tuesday;* which was agreed to, and the resolution, as amended, was adopted on the part of the Senate.

The hour having arrived for a meeting of the Joint Assembly, the Senate repaired to the Hall of the House of Representatives.

Having returned therefrom, on motion of Mr. Orcutt, the Senate adjourned.

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AFTERNOON.

Mr. Martin offered the following resolution, which was read and adopted:

Resolved, That a committee, consisting of two members of the Senate, be appointed by the President *pro tempore*, to wait upon his Honor, Abraham B. Gardner, and inform him of his election to the office of Lieutenant Governor for the year ensuing.

The President *pro tempore* appointed as the committee to wait upon the Lieutenant Governor,

Senator Martin,
" Hyde.

The committee appointed to wait upon the Lieutenant Governor, appeared at the bar of the Senate, accompanied by his Honor, Abraham B. Gardner, who took and subscribed the oaths of office required by the Constitution, and, upon taking the chair, addressed the Senate as follows:

Senators:—I am not insensible to the honor which has been conferred upon me, and of my obligations to the people of this State for the renewed expression of their confidence in electing me, for the second time, to preside over the deliberations of the Senate.

And I return to them, through you, my grateful acknowledgments for these expressions of their good will.

It will be my aim, in the discharge of the duties which I now assume, to second all your efforts to bring the business of this session to as speedy a conclusion as the necessities and the welfare of the people will permit. I shall endeavor to interpret the laws and such rules as you shall establish for the government of this body, according to their letter and spirit. And in all my acts, I shall have due regard to the rights and feelings of every senator. I enter upon the performance of the duties of my position, at this time, with unusual confidence, seeing around me, as I do, so many senators of such ample experience in this and the other branch of the Legislature, upon whose experience and counsel I can at all times rely to aid me in this work. May our associa-

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tions be such, during the time our duties shall detain us here, as to increase our mutual respect. And may we so fulfill the trust which has been confided to us, as to meet the approval of our constituents.

The President laid before the Senate the following communication from his Excellency, the Governor:

STATE OF VERMONT,
Executive Chamber, Montpelier, Oct. 12, 1866.

To the President of the Senate:

SIR: I have the honor to inform the Senate that I have appointed Charles M. Gay, of Rutland, Secretary of Civil and Military Affairs, and that I purpose to transmit the annual Executive Message to the General Assembly, at two and one-half o'clock this afternoon.

PAUL DILLINGHAM.

Mr. Reed introduced a bill entitled

S. 1. An act relating to divorce, and in addition to chapter seventy of the General Statutes;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Barstow introduced the following joint resolution, which was read and adopted on the part of the Senate:

Resolved by the Senate and House of Representatives, That the use of the Hall of the House of Representatives during the present session, be tendered to the Congregational Church of Montpelier, of which Rev. W. H. Lord is pastor, for public worship on the Sabbath.

A message was received from his Excellency, the Governor, by Mr. Gay, Secretary of Civil and Military Affairs, as follows:

MR. PRESIDENT: I am directed by the Governor to transmit the annual Executive Message to the General Assembly.

The message of his Excellency, the Governor, was read by the Secretary, and is as follows:

Gentlemen of the Senate
and House of Representatives:

Having assembled, in accordance with the requirements of the Constitution, for the discharge of the duties, and the fulfillment of the trusts imposed upon us by that instrument,

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I avail myself of the earliest opportunity to communicate to you such information respecting the prominent public interests of the State, as will enable you the more readily to enter on the business of the session.

FINANCES.

From the Treasurer's report, herewith submitted to you, it appears that the balance of cash in the treasury, Sept. 5, 1865, was $12,497 01

The receipts of the treasury from all other sources, to Sept. 10, 1866, have been 984,061 48

Total, $996,558 49

During the year to Sept. 10, 1866, there has been paid out by the Treasurer, in all, $967,981 82

Balance of cash in the treasury, Sept. 10, 1866, 28,576 67

Total, $996,558 49

For a detailed statement of receipts and disbursements, reference is made to the Treasurer's report.

The Treasurer's classified statement of receipts and disbursements, for the year proper, is as follows:

RECEIPTS.

Taxes,	$599,372 06
Agricultural College fund,	8,072 00
Sale of real estate by the Auditor,	1,324 75
License for circus,	3,000 00
Safety fund notes, collected in part,	400 00
Loans of 1864 and 1865,	284,000 00
Soldiers' allotments,	1,328 30
Balance, Sept. 5, 1865,	12,497 01
	$909,994 12

DISBURSEMENTS.

Ordinary and war expenses, balance,	$291,083 19
Pay rolls, militia—less fines,	29,948 94
Soldiers' allotments,	18,100 43
Agricultural College fund—invested in bonds,	4,000 00
Safety fund repaid,	5,625 00
Loan of 1859—balance paid,	25,000 00
Loans of 1864 and 1865—paid,	284,000 00
Balance of interest account,	123,659 89
Credit sinking fund,	75,500 00

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Bonds of 1871—paid,	$24,500 00
Balance in treasury, Sept. 10, 1866,	28,576 67
	$909,994 12

The liabilities and resources of the State at date of Treasurer's report are as follows:

State bonds outstanding—viz:

Due June, 1, 1871,	$875,500 00
Due December 1, 1874,	250,000 00
Due December 1, 1876,	250,000 00
Due December 1, 1878,	250,000 00
	$1,625,500 00

The $75,500 00 credited to the sinking fund, and $50,000 00 which the Auditor expects to receive soon from the General Government, are intended for applications on these bonds.

CURRENT LIABILITIES.

Due allotments,	$21,276 91
Due Receiver of Danby Bank—safety fund,	6,750 00
Due towns—U. S. Surplus fund,	11,176 18
Due Agricultural College fund,	4,137 10
Due extra State pay—estimated,	20,000 00
	$63,340 19

CURRENT RESOURCES.

Balance in the treasury,	$28,576 67	
Due on tax of 1865,	5,877 56	
Surplus fund notes unpaid,	1,100 00	
		$35,554 23
Excess of current liabilities,		$27,785 96

ESTIMATED CURRENT EXPENSES.

Interest on bonds and loans,	$96,000 00	
Other State expenses,	170,000 00	
For sinking fund—installment on bonds,	$150,000 00	
		$416,000 00
Total current liabilities for the year,		$443,785 96

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To meet this sum a tax of forty-five cents on the dollar on the grand list will be required; and as our people in every department of business are prosperous, and have ample means to meet this amount of taxation, it will almost certainly be consonant with their wishes to pursue the policy of applying yearly $150,000 00 as a sinking fund, to lessen the funded debt in advance of its falling due.

Orders were drawn by me on the State Treasurer from October 24th, 1865, to January 1st, 1866, amounting to $7,669 51, which may be classified as follows:

Services and expenses of recruiting officers,	$128 45
Services and expenses of arresting deserters,	6 25
Defense of the frontier,	372 03
State pay prior to muster, and pay of officers,	114 60
Expenses organizing State militia,	102 84
Expenses of State military commission at Washington,	129 60
Expenses of Adjutant and Inspector General's office,	300 00
Transportation of Vermont officers, soldiers, &c.,	890 14
Expenses of State Treasurer's office, December 1, 1864, to December 1, 1865,	5,625 60

Since January 1, 1866, all orders on the treasury have been drawn by the Auditor of Accounts, in accordance with the provisions of the act approved November 9, 1865, entitled "An act defining the duties of certain State officers, and for the protection and benefit of the treasury."

By the provisions of the same act, the Governor of the State was relieved of all care and responsibility relating to the settlement of the claims of this State against the United States, and the entire duty of their adjustment and final settlement was transferred to the Auditor of Accounts, to whose report I refer you for information on the subject of those claims, as well as for details of claims allowed by him against the State.

On the 31st of October, 1865, the Quartermaster General submitted to me the following schedule of military property belonging to the State, which he recommended should be sold, to wit:

One telescope rifle, 1 target rifle, 1 coil lead pipe, 20 small tables, 87 chairs, 61 straw hats, 139 pairs cotton trowsers, 180 pairs overalls, 187 denim frocks, 28 grey coats, 243 bed sacks.

I appointed a board of survey to examine this property,

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and on their report and recommendation, on the 14th day of November, 1865, ordered the Quartermaster General to sell the same at auction, which he afterwards did. This property was old and had been more or less used.

On the 5th day of December, 1865, the Quartermaster General had the following new property in his hands belonging to the State, to wit:

Thirty-seven hundred wool blankets, 2500 rubber blankets, 1200 rubber ponchos, 7776 canteens, 7776 haversacks, 1118 table knives, 1156 table forks, 757 table spoons, 636 tin plates, 709 tin cups, 175 candle-sticks, 112 pepper-boxes, which he recommended to have sold, for the reason, that it was almost impossible to preserve the most of it from injury, if not destruction, through a succession of summers, that it would be useless till wanted for the militia when called into active service, and that when, if ever, such an event should happen, similar property could probably be purchased in market for less than this would now sell for.

On this application, a board of survey was appointed, composed of C. C. Wilson, Colonel 4th Regiment Vt. State Militia, W. H. Ballou, Captain 4th Regiment Vt. State Militia, C. C. Putnam, Jr., Captain 4th Regiment Vt. State Militia, who, on examining said property, recommended its sale. Their report was confirmed, and the Quartermaster General authorized to sell the same, at such time or times as he saw fit, with directions to stop or suspend the sales when, in his opinion, it was not selling at remunerative prices. Under these orders he sold property to the amount of $6,235 64, when, finding that the United States were selling like property, in very large quantities, all over the country, thereby depressing prices, he suspended further sales; but said order is still in force, and the residue of that property will be sold under it, during the present fall and coming winter, unless the Legislature direct otherwise.

STATE AID.

Hon. John Howe, Jr., agent for the distribution of State aid to soldiers' families, has made his final report, showing that, from September 1, 1865, to April 15, 1866, he disbursed, under the acts of April 26, 1861, and November 14, 1862, the sum, in all, of $582 18. The agent states that there is now no outstanding claim under either of those acts. I herewith transmit said report.

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VOLUNTEER TROOPS.

Since the last session of the Legislature, the four companies of the 9th Regiment and the entire 7th Regiment of Vermont Volunteers have been mustered out of service. Those of the 9th were mustered out in the state of Virginia, December 1, 1865, and the 7th Regiment at Brownsville, Texas, March 14, 1866. From these points they returned to Vermont, where they were paid and discharged. Thus all the obligations of Vermont, in connection with the active prosecution of the war for the preservation of the Union, have been performed, and all the organizations sent from the State, and which have contributed so largely to its reputation and honor, and to the final success of the national arms, have ceased to exist as such, and the officers and men composing them have laid aside their arms, assumed the garb of the citizen, and have quietly mingled with the mass of the community. All honor to these noble men that yet live; all respect, undying respect, to the memories of the fallen, who so cheerfully gave their own lives that their country might continue to live!

The original numbers that composed the different Vermont organizations for the war, were:

Officers,		702
Enlisted men,		17,828
		18,530
Gain.		
Appointed commissioned officers,	58	
Enlisted men,	10,379	
		10,437
Aggregate number,		28,967
Loss.		
By promotions to U. S. A.,	143	
Transfers to other organizations,	1,136	
Total by death,	5,128	
Total by discharge,	5,022	
Deserted,	2,219	
Dropped from rolls,	5	
Not finally accounted for,	75	
		13,728

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Total of loss (brought from preceding page),	13,728
Mustered out of service, in all,	15,239
Aggregate,	28,967
Veterans re-enlisted,	1,961
Enlisted in the U. S. Navy, Army and Marine Corps,	1,339
Drafted men, paid commutation,	1,971
Total number of men furnished by this State,	34,238

NORMAL AND COMMON SCHOOLS.

For many years there has been an increasing strength of public sentiment in this State favorable to the adoption of some adequate means of supplying a more specific course of instruction for the teachers of our common schools. This sentiment has increased very rapidly, and has become more and more defined within the past few years, until the great majority of thoughtful friends of popular education seem thoroughly united in desiring the establishment of some system of State normal instruction.

The national troubles, and the very large expenditures induced thereby, have hitherto delayed any attempt to inaugurate such system as would respond to the general demand; for, while all have been united in opinion that we were in duty bound to lose nothing of the ground already gained in the field of educational labor, all have equally agreed that the heavy burden of our taxes rendered it unadvisable to undertake any new enterprises, however laudable, which must necessarily increase so largely the State burdens, as would be done by the attempt to establish a system of State normal schools similar to those of some of our sister states.

Within the last year, the way seems to have been opened by which a beginning may be made in the accomplishment of this important work, and at very slight expense to the State. The trustees of Orange County Grammar School—an institution of established character—have proposed to the Board of Education to surrender up the use of their school property for a term of years, for the purpose of converting their school into a State Normal School; the Board of Education to establish courses of study, the first to include all the branches required by law to be taught in the common schools, and the second to be more rigid, and to require in

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its mastery a year's longer time; the board to determine the qualifications for admission to and graduation from the school, and to attend, by its agents, upon all examinations, and decide who shall be allowed to enter and to graduate; the board to nominate the principal, and the trustees to engage as principal no other than some person so nominated by the board; the trustees to keep the school property in good repair, and to determine the rates of tuition and receive the same for their own benefit; graduates from the first course to receive certificates which shall inure to their benefit, as qualifying them to teach in any common school in the State for five years; and graduates from the higher course to receive credentials which shall avail them as perpetual certificates. This proposition has been approved by the Board of Education, and will appear at length in the report of their Secretary, and, at their request, I commend the subject to your careful consideration.

I recommend the enactment of a law by which the Board of Education may be empowered to accept the proposition referred to, and also to accept, in their discretion, similar propositions from other schools in different parts of the State, and to carry out the compacts that will result from such acceptances, by attending, in person or by agents, the examinations for admission to and graduation from any schools thus adopted, and granting to graduates the appropriate certificates.

I desire also to commend to your attention the matter of the authorized list of school text-books, a somewhat extended discussion of which will be found in the report of the Board of Education to your honorable body. The original selection of school books was made in 1859, to expire in 1864; but the time originally appointed for its duration was afterwards extended to 1867, and will now soon expire. This plan of an authoritative selection of school books, although strongly opposed at first, seems to have won its way to very general approval.

Some legislation at your present session will be necessary to prevent a return to an unlimited diversity of books, that cannot but injure the schools; and I recommend that the Board of Education be empowered to revise the authorized list of school books, and publish the same as soon as may be practicable, and that the authority of the present list be continued until such revision be made public.

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REFORM SCHOOL.

Under the act approved November 9, 1865, entitled "An act to establish the Vermont Reform School," I appointed, by and with the advice of the Senate, Aaron G. Pease as acting commissioner, and Lewis A. Dunn and Lewis Pratt advisory commissioners, who soon afterwards located said school at Waterbury, Vt.; and in connection with said location, the commissioners purchased about sixty-seven acres of land, part of the old Governor Butler farm, so called, taking a deed of the same to the State, at the price of six thousand two hundred dollars. This purchase exceeded by two hundred dollars the sum they were authorized by said act to pay for land. They paid toward it six thousand dollars, and gave a guarantee to deed back one acre out of the south-east corner of the land purchased, in case the Legislature at its present session should fail to make a further appropriation of the two hundred dollars. The land purchased had large and valuable buildings on it, suited to the wants of the school, and though the commissioners were unrestricted in the amount of expense in erecting all suitable buildings for the accommodation of said school, yet as these buildings came with the land, the restriction as to the sum to be paid for the land, applied to the whole purchase. I most heartily recommend the appropriation of the remaining two hundred dollars, as the acre to be conveyed back is worth much more than that sum.

Russell Butler is the owner of about sixty-five acres of land, which adjoins that purchased, and is a part of the old Governor Butler farm. This he proposed to sell to the State, as a part of the Reform School farm, at the price of four thousand two hundred dollars, and he gave a bond to convey it at that price, should the Legislature at the present session appropriate money for its purchase. This land is nearly destitute of buildings; a portion of it is rich meadow land, a portion excellent pasturage, and the residue—twenty to twenty-five acres—excellent wood-land. This land is richly worth the price asked, and would, in my opinion, be a very judicious purchase for the State, as it seems really necessary in order to constitute such a farm as the school needs; and should the present opportunity to purchase it be neglected, I do not think it could ever again be obtained at anything like the price now asked. I therefore recommend an appropriation for its purchase at the price named.

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The buildings purchased have been repaired and enlarged, so as to accommodate from twenty-five to thirty scholars, and the school is now open for the reception of juvenile offenders, quite a number having already been received; and I think it gives good promise of accomplishing all that the State expects from such an institution.

The first report of the commissioners has been made to me, and I have caused the same to be printed, ready for immediate distribution. I commend its suggestions and recommendations to your careful consideration.

FISHING REGULATIONS IN LAKE CHAMPLAIN.

Pursuant to the act of the General Assembly, entitled "An act to prevent taking shad or white-fish in Lake Champlain or its tributaries," approved November 6, 1865, I caused copies thereof to be forwarded to the governor-general of Canada, and the governor of New York, with the request that "their respective governments adopt like measures prohibiting the taking, killing, or destroying of shad or white-fish in the parts of said lake within their respective jurisdictions." The subject was taken into consideration with promptness and courtesy by the government of Canada, and on the 13th day of April, 1866, the following regulation was approved by the governor-general in council, under the Canadian fishery act, viz: "No person shall, during the months of September, October and November, take, kill or destroy any shad or white-fish in the waters of that part of Lake Champlain situated within the Province of Canada." A communication from the governor of New York, of May 19th, 1866, informed me that early in the session of the legislature of that state, he sent a copy of said act to that body, and by special message called their attention to the law passed by the General Assembly of Vermont, and urged upon them the importance of a similar enactment on their part, but that, owing to a press of other business, the legislature adjourned without final action thereon. The act of this State, is, therefore, by its terms, still inoperative.

RESTORATION OF SEA-FISH TO THE CONNECTICUT RIVER.

Under the joint resolution of the last session of the Legislature, relative to the restoration of sea-fish to the Connecticut river and its tributaries, I appointed Albert D. Hager, State Geologist, and Hon. Charles Barrett, Commissioners. I also communicated copies of said joint resolution to the

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governors of Massachusetts, New Hampshire and Connecticut. The Commissioners' report may be expected during your present session.

Under another joint resolution of the last session, relating to the improvident destruction of shad in the Connecticut river, I addressed a communication to the governor of Connecticut, requesting him to call the attention of the legislature of that state, then in session, to the subject and to the resolution of our State, a verified copy of which I transmitted to him. I also transmitted copies of the same to the governors of Massachusetts and New Hampshire. In response to the application made to the state of Connecticut, I herewith transmit to you the certified copy of a joint resolution, passed by the legislature of that state at its last session, showing their willingness to co-operate with the other states in interest, in the restoration of shad to the waters of the Connecticut.

NATIONAL STATUARY HALL.

Under the joint resolution of the Legislature relating to the National Statuary Hall, adopted at its last session, I at an early day appointed Hon. Solomon Foot and Hon. Justin S. Morrill, Commissioners to examine the subject, so far as it relates to this State, and to make report to the present session, with such facts and suggestions as would enable you to take definite action in the matter. After the death of Senator Foot, I appointed the Hon. George F. Edmunds, Commissioner to act with Mr. Morrill in the premises. A report may be expected from these gentlemen soon.

PARIS EXHIBITION.

I am advised that our State Geologist, Albert D. Hager, intends going to Europe next season, mainly for the purpose of learning more of the coal mines of Newcastle, the copper mines of Cornwall, the slate quarries of Wales, the silver mines of Germany, and the marble quarries of Italy. Should the Legislature authorize the Governor, without expense to the State, to commission Mr. Hager as State Agent to the Paris Exhibition in 1867, it would give him the benefit, in his travels in the rest of Europe, of those courtesies and facilities for obtaining all desirable information, which are sure to be extended to one being a commissioner from the United States, or from a state of the Union. The informa-

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tion gathered by Mr. Hager would undoubtedly be of value in the development of the mineral wealth of this State.

UNITED STATES SENATORS.

The last Legislature adjourned on the 10th day of November, 1865, at 8 o'clock A. M. Within an hour afterwards intelligence was received that Hon. Jacob Collamer, Senator from this State in the Congress of the United States, died at his residence in Woodstock during the preceding night. Was the vacancy thus created one which it was the duty of the Governor of the State to fill? I at once submitted the question to the Judges of the Supreme Court, who, after consideration, gave me their opinion in writing, holding that the facts, as above stated, constituted such a vacancy as the Constitution made it the duty of the Governor to fill. Subsequently, on the 21st day of November, 1865, I appointed Hon. Luke P. Poland, of St. Johnsbury, a Senator from this State in the Congress of the United States, to fill the aforesaid vacancy until the next meeting of the General Assembly of this State.

On the 28th day of March last, Hon. Solomon Foot, Senator from this State in the Congress of the United States, died at Washington, in the District of Columbia. On the 3d day of April, 1866, I filled the vacancy thus occasioned, by appointing Hon. George F. Edmunds, of Burlington, Senator from this State in the Congress of the United States, until the meeting of the General Assembly of this State.

The loss of both her Senators within so brief a period, was a calamity unprecedented in the history of Vermont—unprecedented in the history of any of her sister states. Their long experience and distinguished services, their rare ability and ripe wisdom, their tried and unfailing constancy to duty and fidelity to state and country, their Christian purity and nobility of character, had won for them the foremost rank in the councils of the nation. In the fullness of their great usefulness and influence, at a time when the needs of the nation cried out for their continuance among us, they were, by the decrees of an inscrutable but just Providence, called hence. Their loss seems irreparable. Vermont, doubly honored by their lives, weeps over their fresh graves, and the nation mourns with her. The never-fading record of their lives remains a rich legacy to their State, a guiding

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light upon the pathway of their successors, an inspiration to all.

JUDGES OF THE SUPREME COURT.

Hon. Luke P. Poland, having on the 21st day of November, 1865, received the appointment of United States Senator from this State, resigned the office of Chief Justice of the Supreme Court of Vermont, to which he had then recently been elected. The vacancy occasioned by this resignation, I on the 30th day of November, 1865, filled by appointing Hon. John Pierpoint, of Vergennes, to be Chief Justice of said Court until the then next meeting of the General Assembly. On the same day I also appointed, for the same period of time, Hon. James Barrett, of Woodstock, to be first Assistant Justice, Hon. Loyal C. Kellogg, of Rutland, to be second Assistant Justice, Hon. Asahel Peck, of Burlington, to be Third Assistant Justice, and Hon. William C. Wilson, of Bakersfield, to be Fourth Assistant Justice of said Court; thus leaving a vacancy in the office of Fifth Assistant Justice: and on the same day I appointed Hon. Benjamin H. Steele, of Derby, Fifth Assistant Justice of said Court, to fill said vacancy until the meeting of the General Assembly.

STATE OF THE COUNTRY.

Since my last annual communication to the Legislature, the work of reconstructing and reorganizing the state and local governments, which, for more than four years, had been in rebellion against the federal authority, has largely engaged the attention of the executive and legislative departments of the General Government; and, as is both necessary and wise in a republic in which the citizens are sovereign and the source of all power, this work has commanded the interested and intelligent observation and criticism of the whole people of the country.

Unhappily for the best solution of this problem of reorganization, the national executive and the national legislature have not been in accord in their views of the best method of restoring these insurgent communities to their true relations to the federal Government; and the work has thereby been much delayed, the difficulties which environ it have been much increased, and the southern communities have become much more hostile than at first to the demands of that wise policy which would render "treason odious," obtain

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ample security for the future, and enable the Government to redeem every pledge it has made to its creditors, to its friends, and to the race which it has emancipated.

The executive branch of the Government, having inaugurated the work of reorganizing the rebellious states without seeking the advice or co-operation of Congress, has continued to insist upon its exclusive control of the work, and has denied to the legislative branch of the Government any share in the determination of the *status* of the insurgent communities, or the conditions of their restoration; and while denying to Congress all right to judge of the completeness of this work of reorganization, it has conceded only the right of each House to judge of the elections, returns and qualifications of its own members. This policy assumes that the Executive has the sole right to reconstruct, reorganize and restore to their former condition in the Government, the people, communities and states which have waged a gigantic war against that Government; and it insists, with emphatic iteration, that Congress, by refusing to recognize the executive reconstruction as just, safe, complete and constitutional, and at once admitting to seats in the Senate and House of Representatives persons claiming to be elected by states thus reorganized, is assuming functions which do not belong to it, infracting the Constitution, and attempting, with a guilt equal to that of the rebellion, to dismember the Union.

On the assembling of Congress in December last, and throughout its last session, that body claimed for itself the constitutional right to examine this work of reconstruction, and judge both of its conditions and completeness. After a careful and prolonged investigation, through its joint committee on reconstruction, of the condition of the states lately in rebellion, the disposition of their inhabitants, and the workings and results of the executive method of reorganization, it was fully satisfied that the political and civil power in those states was, in almost every instance, placed in the hands of those who, during the rebellion, were either active in their hostility to the national Government, or gave aid and comfort to its enemies; while it was apparent that, without further conditions than the executive plan proposed, those who had been during the rebellion the bitterest enemies of the national authority, would have the unchecked and entire political control of those states in the future, and would use

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that control to oppress and put under ban those who have never swerved from their fidelity to the Union.

Congress, therefore, wisely in my judgment, declined to treat the states which had confederated in their treason against the Government, as rightfully entitled to immediate representation in the national legislature, or to be released from the control of the federal authority; and this decision was evidently in agreement with the opinions of a large majority of the people who had heartily sustained the Government in its contest with the rebellion.

To the reading and thinking people of the nation, who judge by facts and results rather than by the refinements of argument, the riots at Memphis and New Orleans have furnished the most complete and startling evidence of the inherent error of the executive scheme, and have written its condemnation in characters of blood. In those riots peaceable citizens, with circumstances of savage atrocity, were cruelly murdered by a mob, incited and led by local officials, and inspired by an illiberal and intense prejudice against an inoffensive race, and by a vengeful hatred of those who dared to claim equal political and civil rights for all men; and these outbreaks have furnished melancholy proof of the danger of committing unrestrained political and civil power to men recently rebels, and are significant commentaries upon that reorganization of which they were the legitimate fruits.

Congress, however, did not insist upon its constitutional right to inaugurate the work of reorganizing the governments of the states which had confederated in rebellion, nor did it surrender that right, but in its legislative action it manifested a willingness to suffer the work of the Executive to remain undisturbed, so far as it could do so with due respect to the dignity and safety of the republic, and with a proper regard to the security and protection of the property, liberty and lives of all the people of the United States.

After a laborious and extended session and a patient comparison of views, both Houses of Congress agreed, by the necessary two-thirds vote, to propose to the legislatures of the several states the following amendment to the federal Constitution:

AMENDMENT.

ARTICLE XIV.

SEC. 1. All persons born or naturalized in the United States and subject to the jurisdiction thereof, are citizens of

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the United States and of the state wherein they reside. No state shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any state deprive any person of life, liberty or property without due process of law, nor deny to any person within its jurisdiction the equal protection of the laws.

SEC. 2. Representatives shall be apportioned among the several states according to their respective numbers, counting the whole number of persons in each state, excluding Indians not taxed. But when the right to vote at any election for the choice of electors for President and Vice President of the United States, Representatives in Congress, the executive and judicial officers of a state, or the members of the legislature thereof, is denied to any of the male inhabitants of such state, being twenty-one years of age and citizens of the United States, or in any way abridged, except for participation in rebellion or other crime, the basis of representation therein shall be reduced in the proportion which the number of such male citizens shall bear to the whole number of male citizens twenty-one years of age in such state.

SEC. 3. No person shall be a Senator or Representative in Congress, or elector of President and Vice President, or hold any office, civil or military, under the United States, or under any state, who, having previously taken an oath as a member of Congress, or as an officer of the United States, or as a member of any state legislature, or as an executive or judicial officer of any state, to support the Constitution of the United States, shall have engaged in insurrection or rebellion against the same, or given aid or comfort to the enemies thereof. But Congress may, by a vote of two-thirds of each house, remove such disability.

SEC. 4. The validity of the public debt of the United States, authorized by law, including debts incurred for payment of pensions and bounties for services in suppressing insurrection or rebellion, shall not be questioned. But neither the United States nor any state shall assume or pay any debt or obligation incurred in aid of insurrection or rebellion against the United States, or any claim for the loss or emancipation of any slave; but all such debts, obligations, and claims shall be held illegal and void.

SEC. 5. The Congress shall have power to enforce, by appropriate legislation, the provisions of this article.

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Soon after this proposed amendment was adopted, it was ratified by the legislature of Tennessee, and immediately thereupon the senators and representatives previously chosen by that state, upon taking the oaths prescribed by law, were admitted to seats in the respective Houses of Congress.

Texas is the only other state confederated in the rebellion, that has acted upon this amendment. There it was rejected, the legislature directing the committee having it in charge to return it to the Secretary of State.

Every other state—except Oregon, whose legislature first ratified and then rejected it—which stood by the Government during the rebellion, whose legislature has been in session since the amendment was proposed, has ratified it; and there is good reason to confidently anticipate that it will be ratified by the number of states necessary to make it a part of the federal Constitution.

While this amendment does not contain a single proposition which the Executive has not, either in his speeches or official communications, approved, its only danger of defeat —a danger now happily small—arises from his hostility to its ratification.

The issue presented to the people this fall has been and will be this policy of Congress, as contrasted with that of the Executive Department of the Government. The former puts such safeguards about the restoration of the states lately confederated in rebellion to an equal participation in the Government with the states which always remained true to the flag, as shall secure to the original Union men of the South equal rights and impartial liberty, while it stamps upon treason the indelible mark of the people's condemnation. The latter restores to civil and political power the men who plotted the rebellion and fought it through to its bitter end, leaving to their unappeased and unrelenting hate a minority of whites so small as to be helpless, and the entire colored race, to whom liberty has been given, and its peaceable and full enjoyment guaranteed.

The elections already held have resulted in the triumphant approval of the Congressional policy; and there is no reasonable doubt that the elections yet to be held will pronounce as unmistakably in favor of the constitutional amendment.

Vermont, as is her wont when called to any good work, led the way with a grand emphasis in the popular approval of Congress. Yet, decisive as her declaration was at the

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polls, the State would have welcomed, with still greater enthusiasm and with a more triumphant majority, such a reorganization of the rebellious communities, as would have given to the people, white and black, the equal civil and political rights secured to the people of this State by our Bill of Rights and Constitution, and under which peace, order, civilization, education, contentment, Christianity and liberty have shed their benign and blessed influence alike upon every home and household in our beloved Commonwealth.

I invoke upon you, and your labors, the blessing of that God who has hitherto so graciously led and upheld us as a State and people.

PAUL DILLINGHAM.

EXECUTIVE CHAMBER,
Montpelier, Oct. 12, 1866.

(For Reports of Treasurer, and Agent for State Aid to Soldiers' Families, and Resolutions relating to Sea-Fish, see Appendix.)

On motion of Mr. Dorr, the message of his Excellency was

Ordered to lie, and eight hundred copies printed for the use of the Senate.

Mr. Dorr introduced the following joint resolution, which was read, and adopted on the part of the Senate:

Resolved by the Senate and House of Representatives, That a joint committee of three senators and five representatives be appointed, who shall take into consideration so much of the Governor's message as relates to the amendment of the Constitution of the United States, and recommend to their respective Houses such action thereon as they shall deem proper.

A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have adopted, on their part,

A joint resolution providing for the appointment of a committee to canvass votes for county officers, judges of probate and justices of the peace; also,

A joint resolution inviting the senators and representatives in Congress from this State to address the Legislature;

In the adoption of which the concurrence of the Senate is requested.

The Speaker has appointed, as the committee to canvass

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the votes of the freemen of the State for members of Congress, the following named members:

First Congressional District:

Mr. Goss of Vergennes,
" Tilden of Barre,
" Gleason of Woodford.

Second Congressional District:

Mr. Pierce of Rochester,
" Johnson of Rockingham,
" Niles of West Fairlee.

Third Congressional District:

Mr. McClary of Newport,
" Weston of Colchester,
" Corbin of South Hero.

The House have considered a joint resolution from the Senate, providing for a Joint Assembly to elect certain State officers; also,

A joint resolution providing for a committee to visit the State Reform School;

And have adopted the same in concurrence.

The following joint resolutions from the House of Representatives were severally read, and adopted in concurrence:

Resolved by the Senate and House of Representatives, That a joint committee of one senator and three representatives from each county be appointed, upon nomination of the President of Senate and Speaker of the House of Representatives, respectively, to examine the certificates of votes given in each county for judges of the county court, State's attorney, sheriff, high bailiff, judges of probate, and justices of the peace, and declare the persons so elected, and report them to the General Assembly;

Resolved by the Senate and House of Representatives, That we cordially invite the senators and members of Congress from this State, on some evening to be by them severally designated, to address the Legislature at the Representatives' Hall on the proposed constitutional amendment, and other political issues of the day;

Resolved, That the Clerk of the House forward to each senator and member of Congress from this State a copy of the foregoing resolution.

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A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk:

MR. PRESIDENT: I am directed to inform the Senate that the House have adopted, on their part, a joint resolution referring so much of the Governor's message as relates to the constitutional amendment;

In the adoption of which the concurrence of the Senate is requested.

Joint resolution from the House of Representatives, as follows:

Resolved by the Senate and House of Representatives, That so much of the Governor's message as relates to the amendment proposed by Congress to the Constitution of the United States, be referred to a joint committee, to consist of three senators, appointed by the President of the Senate, and five members of the House, to be appointed by the Speaker of the House;

Which was read, and, on motion of Mr. Reed,

Ordered to lie.

On motion of Mr. Martin, the Senate proceeded to the election of the standing committees.

The votes having been taken, the several committees were elected, as follows:

On Rules:

Mr. Porter,
" Kellogg,
" Clapp.

Finance:

Mr. Hyde,
" Kellogg,
" Harlow.

Judiciary:

Mr. Reed,
" Taft,
" Dale.

Claims:

Mr. Howe,
" Hendee,
" Baker.

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Education:

Mr. Dorr,
" Doton,
" Lane.

Agriculture:

Mr. Ide,
" Baker,
" Barrett.

Manufactures:

Mr. Cochran,
" Martin,
" Goodhue.

Elections:

Mr. Soule,
" Goodhue,
" Orcutt.

Military Affairs:

Mr. Henry,
" Barstow,
" Smith.

Roads:

Mr. Martin,
" Soule,
" Smith.

Banks:

Mr. Barlow,
" Root,
" Barrett.

Land Taxes:

Mr. Dale,
" Hill,
" Sanborn.

Printing:

Mr. Taft,
" Ide,
" Orcutt.

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General Committee:

Mr. Skinner,
" Harlow,
" Hill.

The President nominated, and the Senate confirmed, the following named senators to constitute the committee, on the part of the Senate, to canvass the votes for representatives to Congress:

First District:

Senator Smith of Addison.

Second District:

Senator Ide of Caledonia.

Third District:

Senator Lane of Chittenden.

Mr. Reed introduced a bill entitled

S. 2. An act in relation to the earnings of married women, and in addition to chapter seventy-one of the General Statutes;

Which was read the first and second time, and referred to the Committee on Printing.

On motion of Mr. Barstow, the Senate adjourned.

SATURDAY, OCTOBER 13, 1866.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Hyde introduced a bill entitled

S. 3. An act to incorporate the Fairhaven Iron Works;

Which was read the first and second time, and referred to the Committee on Manufactures.

The President appointed the following named senators to

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constitute the committee, on the part of the Senate, to canvass the votes for county officers:

Addison County	Mr. Smith,
Bennington County	" Root,
Caledonia County	" Sanborn,
Chittenden County	" Lane,
Essex County	" Dale,
Franklin County	" Clapp,
Grand Isle County	" Hill,
Lamoille County	" Hendee,
Orange County	" Martin,
Orleans County	" Skinner,
Rutland County	" Dorr,
Washington County	" Orcutt,
Windham County	" Kellogg,
Windsor County	" Harlow.

The President announced the following standing committees:

On Bills:

Mr. Porter of Addison,
" Doton of Windsor.

On Joint Rules:

Mr. Taft of Chittenden,
" Dale of Essex.

The President nominated, and the Senate confirmed, the following committee:

On the Library:

Mr. Reed of Washington,
" Dorr of Rutland.

The President appointed as the special committee, on the part of the Senate, to visit the State Reform School:

Mr. Porter of Addison,
" Skinner of Orleans,
" Goodhue of Windham,
" Howe of Rutland,
" Harlow of Windsor.

Mr. Reed moved to reconsider the vote adopting Senate joint resolution providing for the appointment of a committee on so much of the Governor's message as relates to the amendment of the Constitution of the United States.

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The question being, Shall the vote whereby the Senate adopted the joint resolution be reconsidered? it was decided in the negative—yeas 10, nays 10.

The yeas and nays being demanded by Mr. Reed, were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Cochran,	Martin,	Root,
Dale,	Orcutt,	Skinner,
Doton,	Reed.	Taft—10.
Ide,		

Those senators who voted in the negative are Messrs.

Baker,	Goodhue,	Hyde,
Barstow,	Hendee,	Porter,
Clapp,	Howe,	Sanborn—10.
Dorr,		

So the Senate refused to reconsider the vote adopting the joint resolution.

A message was received from the House, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered the joint resolution from the Senate, tendering the use of the Hall of the House of Representatives to the Congregational Church of Montpelier; also,

A joint resolution providing for a Joint Assembly, to elect certain State officers;

And have adopted the same in concurrence.

Mr. Martin introduced the following resolution:

Resolved, That a special committee of three members of the Senate be appointed by the President, on the subject of the Vermont Reform School, to which shall be referred all matters in relation to such school;

Which was read and adopted.

Mr. Taft, from the Committee on Printing to whom were referred bills entitled

S. 1. An act relating to divorce, and in addition to chapter seventy of the General Statutes;

S. 2. An act in relation to the earnings of married women, and in addition to chapter seventy-one of the General Statutes;

Reported the same, recommending the printing of three hundred copies of each; and thereupon said bills were

Ordered to lie and be printed.

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Mr. Taft introduced a bill entitled

S. 4. An act to amend sections eighteen and twenty-six of chapter eighty-four of the General Statutes, in relation to the redemption of lands sold for taxes;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Taft introduced a bill entitled

S. 5. An act relating to the rights and liabilities of husband and wife;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Goodhue moved that the Senate adjourn;

Which was not agreed to.

Mr. Taft moved that when the Senate adjourn, it adjourn to meet on Monday morning next at ten o'clock;

Which was not agreed to.

On motion of Mr. Taft, the Senate adjourned.

AFTERNOON.

On motion of Mr. Reed, the Senate adjourned.

MONDAY, OCTOBER 15, 1866.

Prayer by Rev. Edwin Wheelock, of Cambridge.

Journal of Saturday was read and approved.

The resolution to amend Senate rule 17th was taken up and adopted.

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Senate bills entitled

S. 1. An act relating to divorce, and in addition to chapter seventy of the General Statutes;

S. 2. An act in relation to the earnings of married women, and in addition to chapter seventy-one of the General Statutes;

Having been printed, were taken up and referred to the Committee on the Judiciary.

Mr. Dale introduced a bill entitled

S. 6. An act in amendment of section thirty of chapter one hundred and twenty-six of the General Statutes;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Taft, from the Committee on Printing to whom were referred bills entitled

S. 4. An act to amend sections eighteen and twenty-six of chapter eighty-four of the General Statutes, in relation to the redemption of lands sold for taxes;

S. 5. An act relating to the rights and liabilities of husband and wife;

Reported the same, recommending the printing of three hundred and fifty copies of each of said bills; and thereupon said bills were

Ordered to lie and be printed.

Mr. Reed introduced a joint resolution, as follows:

Resolved by the Senate and House of Representatives, That the use of the Hall of the House of Representatives be granted to the Vermont Historical Society, on Tuesday evening, October 16, 1866, for the delivery of their annual addresses;

Which was read, and adopted on the part of the Senate.

The President announced, as the committee on the Vermont Reform School,

Senator Martin of Orange,
" Skinner of Orleans,
" Howe of Rutland.

Mr. Taft introduced a bill entitled

S. 8. An act relating to criminal prosecutions;

Which was read the first and second time, and referred to the Committee on Printing.

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Mr. Dorr introduced a bill entitled

S. 7. An act to amend section sixty-one, chapter eighty-nine, of the General Statutes;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Dorr introduced the following joint resolutions, which were read and unanimously adopted:

WHEREAS, Since the meeting of the last General Assembly, both of Vermont's distinguished senators in the Congress of the United States have been stricken down by death; and whereas, this dispensation of Providence has cast its shadow into every household in our commonwealth, and hung with the habiliments of mourning, every homestead in our State; therefore,

Resolved by the Senate and House of Representatives, That so great a loss, and a gloom and sadness so general as to touch every heart, and fling its dark shadow over the whole State, deserves, and should receive, from the representatives of the people in General Assembly convened, a solemn and befitting recognition.

Resolved, That while we deeply mourn, we bow in humble contrition to the dispensations of an all-wise God, whose ways are not as our ways, and "who is too wise to err, too good to be unkind."

Resolved, That in the death of the Honorable Jacob Collamer and the Honorable Solomon Foot, both able and distinguished in the State and in the councils of the nation, their State, and the whole country, have met with a loss which is irreparable. Their personal integrity, their social virtues, their manly bearing, their devotion to the interests, the welfare and the honor of the people, and their zealous guardianship of the interests and honor of the State, endeared them to the people, who, bestowing upon them their highest honors, and awarding to them their fullest confidence while they lived, will cherish their memories, and point with pride to their lives, as examples of purity, virtue and patriotism, for ourselves and those who are to come after us.

Resolved, That the standing and influence of our lamented senators in the Congress of the United States, always alike honorable to themselves, their constituents, and the country, gave to this State a commanding position in the councils of the nation. Their patriotism, their devotion to

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the principles of liberty, justice and equality, and their unswerving fidelity to the trusts of their State, and the trusts of the Union, have left an honorable and indelible impression on the pages of history, and on the records of a saved and purified republic.

Resolved, That the Secretary of State be directed to transmit to the respective families of the deceased a certified copy of these resolutions.

A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered a joint resolution from the Senate, providing for the appointment of a committee on so much of the Governor's message as relates to the amendment to the Constitution of the United States;

And have adopted the same in concurrence.

The House have adopted, on their part, a joint resolution inviting J. S. Adams, Secretary of the Board of Education, to address the Legislature, and granting him the use of the Representatives' Hall for that purpose;

In the adoption of which the concurrence of the Senate is requested.

A joint resolution from the House of Representatives:

Resolved by the Senate and House of Representatives, That Mr. J. S. Adams, Secretary of the Vermont Board of Education, be invited to address the Legislature upon the educational interests of the State, at as early a day in the present session as shall be convenient and practicable, and that the use of the Representatives' Hall be tendered him for that purpose; also, that a copy of this resolution, duly and formally certified, be seasonably transmitted to him;

Which was read, and, on motion of Mr. Taft, was

Ordered to lie.

Mr. Reed offered the following resolution:

Resolved, That the title of bills ought to indicate the subject matter to which they relate, in addition to the naming by number the chapter of the General Statutes they are intended to affect;

Which was read, and, on motion of Mr. Reed,

Ordered to lie.

On motion of Mr. Lane, the Senate adjourned.

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AFTERNOON.

Mr. Skinner introduced a bill entitled

S. 9. An act relating to the proceeds of public lands, in addition to chapter ninety-seven of the General Statutes;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Dorr introduced the following joint resolution:

WHEREAS, The Congress of the United States, pursuant to Article Five of the Constitution of the United States, has proposed to amend the said Constitution by adding thereto the following, viz:

"ARTICLE 14.

"*Sec. 1.* All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States, and of the state wherein they reside. No state shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any state deprive any person of life, liberty or property, without due process of law, nor deny to any person within its jurisdiction the equal protection of the laws.

"*Sec. 2.* Representatives shall be apportioned among the several states according to their respective numbers, counting the whole number of persons in each state, excluding Indians not taxed. But when the right to vote at any election for the choice of electors for President and Vice President of the United States, representatives in Congress, the executive and judicial officers of a state, or the members of the legislature thereof, is denied to any of the male inhabitants of such state, being twenty-one years of age, and citizens of the United States, or in any way abridged, except for participation in rebellion or other crime, the basis of representation therein shall be reduced in the proportion which the number of such male citizens shall bear to the whole number of male citizens twenty-one years of age in such state.

"*Sec. 3.* No person shall be a senator or representative in Congress, or elector of President and Vice President, or hold an office, civil or military, under the United States or under any state, who, having previously taken an oath, as a

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member of Congress or as an officer of the United States, or as a member of any state legislature, or as an executive or judicial officer of any state, to support the Constitution of the United States, shall have engaged in insurrection or rebellion against the same, or given aid or comfort to the enemies thereof. But Congress may, by a vote of two-thirds of each house, remove such disability.

"*Sec. 4.* The validity of the public debt of the United States, authorized by law, including debts incurred for payment of pensions and bounties for service in suppressing insurrection or rebellion, shall not be questioned. But neither the United States nor any state shall assume or pay any debt or obligation incurred in aid of insurrection or rebellion against the United States, or any claim for the loss or emancipation of any slave; but all such debts, obligations and claims shall be held illegal and void.

"*Sec. 5.* That Congress shall have power to enforce by appropriate legislation, the provisions of this article."

Therefore:—*Resolved by the Senate and House of Representatives*, That the said proposed amendment to the Constitution of the United States, be and the same is hereby ratified by the Legislature of the State of Vermont.

Which was read and referred to the Committee on Printing.

On motion of Mr. Reed, the resolution relating to the titles of bills was taken up and referred to the Committee on Rules, with instructions to report a standing rule in accordance therewith.

A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered joint resolutions from the Senate relating to the decease of the late United States Senators Collamer and Foot;

And have adopted the same in concurrence.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to ask the Senate to return to the House of Representatives the joint resolutions of respect to the memory of the late Hon. Jacob Collamer and Hon. Solomon Foot, United States senators.

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The President put the question, Will the Senate return said joint resolutions, agreeably to the request of the House of Representatives? and it was decided in the affirmative.

On motion of Mr. Cochran, the Senate adjourned.

TUESDAY, OCTOBER 16, 1866.

Prayer by the Chaplain.

Journal of yesterday read and approved.

The President laid before the Senate the following communication from the Sergeant-at-Arms:

HON. A. B. GARDNER, *President of the Senate:*

SIR: I have the honor to report the following appointments for the Senate:

Doorkeeper:

Loammi B. Flint of St. Johnsbury.

Assistant Doorkeeper:

William R. Rowell of Troy.

Very respectfully,

Z. C. CAMP, *Sergeant-at-Arms.*

The President announced that the Secretary had appointed, and the President approved,

John V. Brooks of Montpelier,
Charles H. Loveland of Huntington,

as Messengers of the Senate for the present session.

The President announced, as the Joint Standing Committee under the Fourth Joint Rule:

Senator Kellogg of Windham,
" Barlow of Franklin,
" Barrett of Orange.

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A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have appointed, as a committee on their part, to canvass votes for county officers, judges of probate and justices of the peace:

Addison County	Mr.	Ball of Granville,
	"	Clark of Addison,
	"	McQuivey of Ripton.
Bennington County . . .	"	Simonds of Peru,
	"	Barton of Shaftsbury,
	"	Webster of Stamford.
Caledonia County	"	Sanborn of Peacham,
	"	Shedd of Hardwick,
	"	Freeman of Waterford.
Chittenden County	"	Whitcomb of Richmond,
	"	Morse of Bolton,
	"	Hinsdell of St. George.
Essex County	"	Appleton of Victory,
	"	Cook of Lemington,
	"	Cooper of Canaan.
Frankiln County	"	Robie of Franklin,
	"	Learnard of Bakersfield,
	"	Cramton of Fairfield.
Grand Isle County . . .	"	Irish of Grand Isle,
	"	Town of North Hero,
	"	Goodsell of Isle LaMotte.
Lamoille County	"	Bragg of Waterville,
	"	Potter of Belvidere,
	"	Wait of Eden.
Orange County	"	Cleveland of Braintree,
	"	Morgan of Topsham,
	"	Moore of Chelsea.
Orleans County	"	Seavy of Brownington,
	"	Joslyn of Barton,
	"	Chamberlin of Jay.
Rutland County	"	Ketcham of Sudbury,
	"	Nichols of Danby,
	"	Rogers of Wallingford.

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Washington County . . .	Mr.	Hale of Cabot,
	"	Bartlett of Plainfield,
	"	Richardson of Waitsfield.
Windham County	"	Whitney of Wilmington,
	"	Merrifield of Brookline,
	"	Cobb of Putney.
Windsor County	"	Spalding of Weston,
	"	Burton of Andover,
	"	Chandler of Hartford.

The House have considered joint resolution from the Senate, granting the use of the Representatives' Hall to the Historical Society;

And have adopted the same in concurrence.

Mr. Dorr introduced the following joint resolution:

Resolved by the Senate and House of Representatives, That the two Houses meet in Joint Assembly, on Thursday, the 18th instant, at three o'clock, P. M., for the purpose of electing Judges of the Supreme Court, and a Reporter of the Decisions of said Court, for the year ensuing;

Which was read, and adopted on the part of the Senate.

Mr. Henry offered the following joint resolution, which was read and adopted on the part of the Senate:

Resolved by the Senate and House of Representatives, That the use of the Hall of the House of Representatives be granted to the Vermont Officers' Society, for the delivery of their annual address, on the evening of October 25, 1866.

On motion of Mr. Martin, the Senate proceeded to the election of a standing Committee on Federal Relations.

The vote having been taken, the following named Senators were elected members of the standing Committee on Federal Relations:

Mr. Hendee,
" Dorr,
" Ide.

Mr. Taft, from the Committee on Printing to whom were referred bills entitled

S. 6. An act in amendment of section thirty of chapter one hundred and twenty-six of the General Statutes;

S. 7. An act to amend section sixty-one, chapter eighty-nine of the General Statutes;

S. 8. An act relating to criminal prosecutions;

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S. 9. An act relating to the proceeds of public lands, in addition to chapter ninety-seven of the General Statutes;

Reported the same, recommending the printing of three hundred and fifty copies of each of said bills; thereupon they were severally

Ordered to lie and be printed.

Mr. Taft, from the Committee on Printing to whom was referred joint resolution, for the ratification of the constitutional amendment;

Reported the same, recommending the printing of three hundred and fifty copies; thereupon said resolution was

Ordered to lie and be printed.

Mr. Skinner introduced a bill entitled

S. 10. An act to pay John H. Skinner the sum therein mentioned;

Which was read the first and second time, and referred to the Committee on Claims.

A message was received from his Excellency, the Governor, by Mr. Gay, Secretary of Civil and Military Affairs, as follows:

MR. PRESIDENT: I am directed by the Governor to deliver to the Senate a communication in writing, with an accompanying document.

STATE OF VERMONT,
Executive Chamber, Montpelier, Oct. 16, 1866.

To the President of the Senate:

SIR: I have the honor to transmit herewith the report of the commissioners, appointed in pursuance of a joint resolution of the General Assembly, adopted at its annual session, A. D. 1865, entitled "A joint resolution relative to the restoration of sea-fish to the Connecticut river and its tributaries."

PAUL DILLINGHAM.

The report of A. D. Hager, Esq., and Hon. Charles Barrett, commissioners on the restoration of sea-fish to the Connecticut river, was read, and, on motion of Mr. Barstow, it was

Ordered to lie, and the Secretary directed to procure the printing of three hundred and fifty copies for the use of the General Assembly.

(For Report see Appendix.)

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The President announced as the members of the special committee on so much of the Governor's message as relates to the constitutional amendment:

Senator Dorr,
" Hendee,
" Barstow.

A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have appointed, on their part, joint standing committees, as follows:

Under Fourth Joint Rule:

Mr. Prout of Rutland,
" Taft of Newark,
" Fletcher of Reading.

On Bills:

Mr. Lamb of Whitingham,
" Hay of Bradford.

On Joint Rules:

Mr. Miner of Manchester,
" Soper of Coventry.

On the Library:

Mr. Hubbard of Stockbridge,
" Burt of Swanton,
" Welch of Williston.

The House have appointed, as a committee, on their part, on the joint resolution providing for a committee on so much of the Governor's message as relates to the constitutional amendment,

Mr. Park of Bennington,
" Rounds of Chester,
" Clark of Poultney,
" Dunn of Fairfax,
" Brigham of Hydepark.

The House have appointed, as a committee, on their part, on the joint resolution providing for a committee to visit the State Reform School,

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Mr. Tenney of Thetford,
" Foster of Montpelier,
" Ross of Brandon,
" Marsh of Woodstock,
" Johnson of Wardsboro.

Mr. Hendee introduced a bill entitled

S. 11. An act in relation to chattel mortgage;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Reed introduced, by request, a bill entitled

S. 12. An act in alteration of section two, chapter seventy-eight, of the General Statutes, entitled "Of Grist Mills";

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Taft introduced a bill entitled

S. 13. An act providing for an Attorney General, and regulating the salaries of State's attorneys;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Baker introduced a bill entitled

S. 14. An act relating to the statistics of divorce;

Which was read the first and second time, and referred to the Committee on Printing.

On motion of Mr. Baker, the Senate adjourned.

AFTERNOON.

On motion of Mr. Barstow the Secretary was directed to procure the printing of six hundred and fifty additional copies of the report of Albert D. Hager, Esq., and Hon. Charles Barrett, commissioners on the restoration of sea-fish to the Connecticut river.

Mr. Martin introduced a bill entitled

S. 15. An act fixing the time of holding county courts in the county of Orange, and amending section twenty-six of chapter thirty of the General Statutes;

Which was read the first and second time, and referred to the Committee on Printing.

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Mr. Porter, for the Committee on Rules, submitted the following, and they were adopted as the rules of the Senate :

Senate Chamber, Montpelier, Oct. 16, 1866.

To the Honorable Senate now in session:

The Committee on Rules to whom have been referred the rules of the Senate, and also a resolution that the titles to bills should indicate their subject matter, have considered the same, and would recommend the following as the rules of the Senate for the present session :

RULES OF THE SENATE.

1.

The credentials of senators shall be presented to the Secretary or Assistant Secretary previous to ten o'clock on the morning of the second Thursday of October, at which time the Senate shall be called to order. The names of the senators shall be called over, and when a quorum shall have taken their seats, they shall take the following oath, viz : "I ——, a senator for the county of ——, in the State of Vermont, October session, 18—, do solemnly swear that I will be faithful and true to the State of Vermont, and that I will not, directly or indirectly, do any act or thing injurious to the constitution or government thereof, as established by convention. So help me God. And I also solemnly swear that, as a member of the Senate, I will not propose or assent to any bill, vote, or resolution, which shall appear to me injurious to the people, nor do or consent to any act or thing whatever, that shall have a tendency to lessen or abridge their rights and privileges, as declared by the Constitution of this State; but will in all things conduct myself as a faithful, honest representative and guardian of the people, according to the best of my judgment and abilities. So help me God." Whereupon they shall, on nomination of the President, appoint a canvassing committee, consisting of one senator from each county, to join such committee as the House of Representatives may appoint, whose duty shall be to receive, sort and count the votes for Governor, Lieutenant Governor and Treasurer, and make report thereof to the joint assembly of both Houses.

2.

The Senate shall meet every day (Sundays excepted,) at ten o'clock in the morning, and two o'clock in the afternoon, unless otherwise specially ordered.

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3.

The President having taken the chair, and a quorum being present, the journal of the preceding day shall be read, and all the errors therein corrected.

4.

In case no quorum shall assemble within fifteen minutes after the time to which the Senate was adjourned, those present shall have the power to send the Sergeant-at-Arms, or other officer, after the absentees, and compel their attendance.

5.

Whenever the Senate shall assemble, according to adjournment, or at the commencement of a session, and the President shall be absent, it shall be the duty of the Secretary, if present, if not, of a senator, to call to order; and the senators present, if a quorum, shall by ballot elect a President *pro tempore*.

6.

No senator shall be absent without leave, unless he is sick or otherwise necessarily detained.

7.

No senator shall audibly speak to another, or otherwise interrupt the business of the Senate, while the journal or other public papers are being read, or while a senator is orderly speaking in debate.

8.

Every senator, when he speaks, shall, standing in his place, address the President, and when he has finished, shall sit down.

9.

No member shall speak more than twice on the same question without leave of the Senate; and senators who have once spoken, shall not again be entitled to the floor, (except for the purpose of explanation,) to the exclusion of another who has not spoken.

10.

In all cases, the senator first rising and addressing the President, (subject to the restriction of rule 9,) shall be entitled to the floor, and when two or more arise at the same time, the President shall name the one who is to speak.

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11.

When a senator shall be called to order he shall sit down; and every question of order shall be decided by the President without debate, subject to an appeal to the Senate.

12.

If a senator be called to order for words spoken, the exceptional words shall be immediately taken down in writing by the senator calling to order, that the President may be better enabled to judge of the matter.

13.

The first hour of each morning's sitting may be devoted to the reception and disposal of petitions, memorials and remonstrances, motions, resolutions, and the introduction of bills; after which the orders of the day, or other proper business, shall be announced, always commencing with the unfinished business of the last sitting. The first hour of the afternoon's sitting may be occupied in receiving and disposing of reports of committees, and in completing the business of the morning hour; at the expiration of which, the Senate will again take up the orders of the day.

14.

Reports of committees may be signed by any member in behalf of the committee, and shall be by him presented to the Senate, when the call for reports is made. The signer of each report shall be held responsible for the accuracy of its statements and the propriety of its language, and when the same shall be under consideration, he shall be further liable to give additional statements of facts or other explanations in answer to the call of any senator.

15.

The proceedings of the Senate, except when acting as in Committee of the Whole, embracing the titles of bills, and such parts thereof as may be affected by the proposed amendments, and also the names of senators, and the votes which they give on every question decided by yeas and nays, shall be by the Secretary accurately and concisely inserted in the journal.

16.

The Senate shall annually, within the first four days of actual sitting, elect, by ballot, a Secretary and an Assistant Secretary, who shall be severally sworn to the faithful dis-

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charge of their duties, and shall hold their offices until superseded by a new election. The Assistant Secretary shall be, *ex officio*, engrossing clerk.

17.

At each annual session, the Senate shall appoint the following committees, to consist of three members each, to wit:

A Committee on Rules.
A Committee on Finance.
A Committee on the Judiciary.
A Committee on Claims.
A Committee on Education.
A Committee on Agriculture.
A Committee on Manufactures.
A Committee on Elections.
A Committee on Military Affairs.
A Committee on Roads.
A Committee on Banks.
A Committee on Land Taxes.
A Committee on Printing.
A General Committee.

All select committees shall be appointed by the President, unless otherwise ordered by the Senate.

18.

All bills after the second reading, and all petitions, memorials, remonstrances, resolutions, and other papers, calling for legislative action, (except such as have been reported by a committee,) no objection being made, shall be referred by the President to appropriate committees.

19.

Before any resolution, any petition, or other paper addressed to the Senate, shall be received and read, whether the same shall be introduced by the President or a senator, the title shall be fairly endorsed thereon, and a brief statement of its objects or contents shall be made by the introducer.

20.

Every motion shall be reduced to writing by the mover, if required thereto by the President or a senator, and a motion to lay another motion, the latter not being in writing, on the table, or otherwise to dispose of it, shall not be in order.

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21.

Every bill shall receive three readings before it is passed; the President shall give notice at each reading whether it be the first, second, or third; the last of which reading of public bills shall be at least twenty-four hours after the first reading, unless the Senate unanimously direct otherwise: provided that bills may be read the second time by their title. Resolutions requiring the approbation and signature of the Governor shall be treated in all respects as bills; and the third reading of all bills of a public nature shall be ordered for some particular day.

22.

On motion of a senator, public bills, after the second reading, may be referred to a committee of the whole.

23.

Every bill originating in the Senate shall, before it is read the third time, be fairly engrossed. No amendment shall be received at the third reading, but it may be committed for amendment at any time before its final passage.

24.

Motions on bills and resolutions shall be sustained in the following order: 1. To postpone indefinitely. 2. To lay on the table. 3. To commit. 4. To amend.

25.

A call for the previous question shall not at any time be in order. A motion to adjourn shall always be in order, and shall be decided without debate.

26.

If the question in debate contains several points, the same may be divided on the demand of a senator. A motion to strike out and insert shall not be divided, but the rejection of a motion to strike out and insert one proposition shall not preclude a motion to strike out and insert a different one, or a motion simply to strike out; nor shall the rejection of a motion simply to strike out, prevent a subsequent one to strike out and insert.

27.

In filling blanks the largest sum and the longest time shall be first in order.

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28.

When the reading of a paper is called for, and the same is objected to by a senator, the question shall be determined by a vote of the Senate.

29.

The yeas and nays shall be taken on the call of a senator, and every senator present shall vote, unless excused by the Senate; but no senator shall be compelled to vote who was absent when the question was stated by the President, nor shall any one be permitted to vote who was absent when his name was called, nor after the decision of the question has been announced from the chair.

30.

No senator in the minority, nor one who did not vote on the decision of a question, shall have a right to move a reconsideration thereof: nor shall any motion for reconsideration be in order unless made before the close of the next day of actual sitting of the Senate, after that in which the vote was taken, and before the bill, resolution, report, amendment, address or motion, upon which the vote was taken, shall, in the regular progress of business, have gone out of the possession of the Senate.

31.

On all questions, in the decision of which a simple majority is required, when the Senate is equally divided, the Secretary shall take the casting vote of the President. In all such cases, a motion for reconsideration, if made in time, shall be in order from any senator who voted on the question.

32.

The President shall have the right to call upon any senator to discharge the duties of the Chair, whenever he shall find it necessary temporarily to retire; but such substitution shall not extend beyond more than one adjournment.

33.

The Senate having taken the final vote on any question, the same shall not again be in order during the same session, in any form whatever, except by way of reconsideration; and when a motion for reconsideration has been decided, that decision shall not be reconsidered.

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34.

No proposition to amend the rules of the Senate, or the joint rules of both houses, shall be acted on until the same shall have been before the Senate at least twenty-four hours; and no rule of the Senate shall be suspended except by the vote of three-fourths of the members present.

35.

Messages shall be sent to the House of Representatives by the Secretary or Assistant Secretary.

36.

Reporters may be placed on the floor of the Senate, under the direction of the Secretary, with the approbation of the President.

37.

No person shall be admitted within the lobby of the Senate Chamber, except the Governor, Treasurer of the State, Auditor of Accounts, members of the other House, Judges of the Supreme Court, Circuit Judges, Senators and Representatives in Congress, Ex-Governors and Lieut. Governors, Ex-Judges of the Supreme Court, Ex-Senators of the State Senate, District Judge and Attorney of the United States, members of other State Legislatures, Clerk and Assistant Clerk of the House of Representatives, and the Secretary of Civil and Military Affairs, and such ladies and gentlemen as the President or a Senator may introduce.

38.

When in session the senators shall sit with their heads uncovered.

39.

Upon any disorderly conduct in the gallery, the President may order the same to be cleared.

40.

Whenever a bill or resolution is laid on the table, by order of the Senate, and shall have remained on the table twenty-four hours, it shall be subject to be taken up by the Chair, and presented for the consideration of the Senate, without a call or order on the subject.

41.

There shall be one Doorkeeper and one assistant Doorkeeper of the Senate; and the Secretary may appoint two boys to attend in the Senate Chamber.

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42.

CHOICE OF SEATS.

At nine o'clock on the morning of the first day of the session, and before the Senate shall be called to order, the Secretary shall place in a box prepared for the purpose, fourteen ballots, designating by name the several counties in the State, and shall proceed to draw therefrom, impartially, one ballot at a time until all are drawn. And as each ballot is drawn, the senator or senators, from the county designated by such ballot, shall, personally, if present, or may, by proxy, if absent, select his or their seat or seats. If any senator or senators, from any county so drawn, should not not be present, either personally or by proxy, at the time of such drawing, the county next drawn shall have preference.

43.

At each annual session the Senate shall appoint, in addition to the standing committees provided for in Rule 17, a committee to consist of three senators, entitled the Committee on Federal Relations.

44.

The subject matter of each and every bill and resolution shall be briefly indicated in its title by the mover; and every bill and resolution shall be properly folded, and the name of the mover legibly written at the bottom of the same, before its introduction.

Respectfully submitted.

MARCUS O. PORTER, for Committee.

The hour for a meeting of the Joint Assembly having arrived, the Senate repaired to the Hall of the House of Representatives.

Having returned therefrom, a message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered a joint resolution from the Senate, granting the use of the Representatives' Hall to the Vermont Officers' Society; also

A joint resolution from the Senate providing for a Joint Assembly to elect Judges and Reporter of the Decisions of the Supreme Court;

And have adopted the same in concurrence.

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The House have adopted, on their part, a joint resolution granting the use of the Hall of the House of Representatives to the Vermont Bible Society;

In the adoption of which the concurrence of the Senate is requested.

A joint resolution from the House of Representatives, as follows:

Resolved by the Senate and House of Representatives, That the use of the Representatives' Hall be granted to the Vermont Bible Society, for their annual meeting, Wednesday evening, October 17, 1866;

Which was read, and adopted in concurrence.

Mr. Reed introduced a bill entitled

S. 16. An act in amendment of chapter twenty-four of the General Statutes, and relating to the appraisal of land taken for highways;

Which was read the first and second time, and referred to the Committee on Printing.

On motion of Mr. Barrett, the Senate adjourned.

WEDNESDAY, OCTOBER 17, 1866.

Prayer by Rev. Henry A. Hazen, of Plymouth, N. H.

Journal of yesterday read and approved.

The President *pro tempore* laid before the Senate the following communication from Hon. George F. Edmunds:

MONTPELIER, October 17, 1866.

HON. A. B. GARDNER, *President of the Senate:*

DEAR SIR: I have the honor to acknowledge the receipt of the joint invitation of the two Houses of the General Assembly to speak in the Representatives' Hall on the constitutional amendment, and other political issues of the day, on some evening to be designated. I shall be happy, if agreeable to the gentlemen of the two Houses, to address them on

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the same evening fixed by my colleagues, namely, Wednesday evening, October 24.

Very truly yours,
GEORGE F. EDMUNDS.

Mr. Taft introduced a bill entitled

S. 17. An act repealing certain sections of the General Statutes, relating to the election of senators to represent this State in the Congress of the United States;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Taft, from the Committee on Printing to whom were referred bills entitled

S. 11. An act in relation to chattel mortgage;

S. 12. An act in alteration of section two, chapter seventy eight, of the General Statutes, entitled "Of grist mills";

S. 13. An act providing for the appointment of an Attorney General, and regulating the salaries of State's attorneys;

S. 14. An act relating to the statistics of divorce;

Reported the same, recommending the printing of three hundred and fifty copies of each of said bills; thereupon they were severally

Ordered to lie and be printed.

Senate bills of the following titles having been printed, were taken up and referred, viz:

S. 6. An act in amendment of section thirty of chapter one hundred and twenty-six of the General Statutes;

S. 8. An act relating to criminal prosecutions;

S. 9. An act relating to the proceeds of public lands, in addition to chapter ninety-seven of the General Statutes;

S. 11. An act in relation to chattel mortgages;

S. 13. An act providing for the appointment of an Attorney General, and regulating the salaries of State's attorneys;

S. 14. An act relating to the statistics of divorce;

To the Committee on the Judiciary.

S. 12. An act in alteration of section two, chapter seventy-eight, of the General Statutes, entitled "Of grist mills";

To the General Committee.

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The joint resolution ratifying an amendment to the Constitution of the United States;

To the special committee on so much of the Governor's message as refers to the constitutional amendment.

Mr. Cochran, from the Committee on Manufactures to whom was referred a bill entitled

S. 3. An act to incorporate the Fairhaven Iron Works;

Reported the same, recommending that the bill be amended, by adding at the end of line three, section two, the word *have;*

Which was agreed to; and the bill, as amended, was

Ordered to be engrossed and read the third time.

Mr. Reed introduced a bill entitled

S. 18. An act to amend section seventeen, chapter eighteen, of the General Statutes, entitled "Insurance Companies";

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Dale introduced the following resolution:

Resolved by the Senate, That a committee of fourteen, one from each county, be appointed, to take into consideration the matter of the times of the sitting of the county and supreme courts in the different counties in this State, and report, by bill or otherwise, whether any changes are necessary;

Which was read, and, on motion of Mr. Taft,

Ordered to lie.

On motion of Mr. Dorr, the annual Executive message was taken up for consideration.

Mr. Dorr introduced the following resolution:

Resolved, That so much of the annual Executive message as relates to finances be referred to the Committee on Finance; so much thereof as relates to the military property of the State and volunteer troops be referred to the Committee on Military Affairs; so much thereof as relates to normal and common schools, to the Committee on Education; so much thereof as relates to the State Reform School, to the select committee raised on that subject; so much thereof as relates to fishing regulations in Lake Champlain, the restoration of sea-fish to the Connecticut river, the National Statuary Hall, and the Paris Exhibition, be referred to the Committee under the Fourth Joint Rule, and so much thereof

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as relates to the state of the country, (except such portion thereof as has been before referred,) be referred to the Committee on Federal Relations;

Which was read and adopted.

A message was received from his Excellency, the Governor, by Mr. Gay, Secretary of Civil and Military Affairs, as follows:

MR. PRESIDENT: I am directed by the Governor to deliver to the Senate a communication in writing, with an accompanying document.

The President laid before the Senate a communication from his Excellency, the Governor, as follows:

STATE OF VERMONT,
Executive Chamber, Montpelier, Oct. 17, 1866.

To the President of the Senate:

SIR: I have the honor to transmit herewith the report of the commissioners appointed in pursuance of a joint resolution of the General Assembly at its annual session, A. D. 1865, entitled a "Joint Resolution relating to the National Statuary Hall."

It is a report, permit me to add, that I have read with feelings of the liveliest interest, and I most cordially approve its conclusions and recommendations. I trust it will be followed by appropriate legislation, for in such a hall of statuary, in such a congress of the illustrious dead—a congress ever silent, yet always speaking—Vermont can ill afford to be unrepresented.

PAUL DILLINGHAM.

The report of Hon. Justin S. Morrill and Hon. George F. Edmunds, commissioners on National Statuary Hall, was read, and, on motion of Mr. Henry, it was

Ordered to lie, and the Secretary directed to procure the printing of six hundred copies for the use of the General Assembly.

(For Report see Appendix.)

On motion of Mr. Taft, the resolution providing for a committee to take into consideration the subject of the times of holding the supreme and county courts was taken up.

Mr. Taft moved to amend in the fifth line, by inserting after the word "times," the words *and places;*

Which was agreed to; and the resolution, as amended, was adopted.

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The President administered the prescribed oath to the committee, on the part of the Senate, to canvass the votes for county officers, judges of probate and justices of the peace.

On motion of Mr. Root, the Senate adjourned.

AFTERNOON.

Mr. Hendee introduced the following joint resolution, which was read and adopted on the part of the Senate:

Resolved by the Senate and House of Representatives, That the use of the Hall of the House of Representatives be granted to the Colonization Society, on Thursday evening, October 18, 1866.

The President announced the appointment of the special committee, on the times and places of holding supreme and county courts, as follows:

Essex County	Mr. Dale,
Bennington County	" Root,
Caledonia County	" Sanborn,
Chittenden County	" Taft,
Franklin County	" Clapp,
Grand Isle County	" Hill,
Lamoille County	" Hendee,
Orange County	" Martin,
Orleans County	" Baker,
Rutland County	" Hyde,
Washington County	" Reed,
Windham County	" Kellogg,
Windsor County	" Doton.

Mr. Baker introduced a bill entitled

S. 19. An act to amend section two, chapter seventy-seven, of the General Statutes, relative to the standard weight of grain;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Howe introduced a bill entitled

S. 20. An act to incorporate Neshobee Marble Company;

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Which was read the first and second time, and referred to the Committee on Manufactures.

Mr. Barstow introduced a bill entitled

S. 21. An act in addition to section thirty-one of chapter eighty-three of the General Statutes, relating to the grand list;

Which was read the first and second time, and referred to the Committee on Printing.

On motion of Mr. Doton, the Senate adjourned.

THURSDAY, OCTOBER 18, 1866.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Engrossed bill entitled

S. 3. An act to incorporate the Fairhaven Iron Works;

Was read the third time and passed.

Mr. Taft introduced a bill entitled

S. 22. An act to incorporate the Providence Orphan Asylum and Hospital of Burlington;

Which was read the first and second time, and referred to the Committee on Education.

Mr. Doton introduced a bill entitled

S. 23. An act to incorporate the St. Albans Marble Company;

Which was read the first and second time, and referred to the Committee on Manufactures.

A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered a joint resolution from the Senate, granting the use of the Hall of the House of Representatives to the Colonization Society;

And have adopted the same in concurrence.

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The House have passed a bill entitled

H. 19. An act for the preservation of shad and white-fish in Lake Champlain and its tributaries;

In the passage of which the concurrence of the Senate is requested.

House bill entitled

H. 19. An act for the preservation of shad and white-fish in Lake Champlain and its tributaries;

Was read the first and second time, and referred to the General Committee.

Senate bills of the following titles, having been printed, were taken up and referred, to wit:

S. 4. An act to amend sections eighteen and twenty-six of chapter eighty-four of the General Statutes, in relation to the redemption of lands sold for taxes;

S. 5. An act relating to the rights and liabilities of husband and wife;

To the Committee on the Judiciary.

Mr. Soule presented petitions as follows:

Petition of Earl Cushman and sixty-seven others, for alteration of toll of grist-mills;

Petition of J. N. Pomeroy and twenty-six others, for alteration of toll of grsit-mills;

Petition of Stephen B. Goff and one hundred and one others, for alteration of toll of grist-mills;

Petition of E. O. Bennett and sixty-eight others, for alteration of toll of grist-mills;

Which were all referred to the General Committee.

Mr. Taft, from the Committee on Printing to whom were referred bills entitled

S. 15. An act fixing the time of holding county court in the county of Orange, and amending section twenty-six of chapter thirty of the General Statutes;

S. 16. An act in amendment of chapter twenty-four of the General Statutes, and relating to the appraisal of land taken for highways;

S. 18. An act to amend section seventeen, chapter eighty-seven, of the General Statutes, entitled "Insurance companies";

S. 19. An act to amend section two of chapter seventy-seven of the General Statutes, relating to the standard weight of grain;

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S. 21. An act in addition to section thirty-one of chapter eighty-three of the General Statutes, relating to the grand list;

Reported the same, recommending the printing of three hundred and fifty copies of each of said bills; thereupon they were

Ordered to lie and be printed.

Mr. Taft introduced a bill entitled

S. 24. An act relating to probate fees and salaries;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Taft introduced a bill entitled

S. 25. An act to pay John Lonergan the sum therein named;

Which was read the first and second time, and referred to the Committee on Claims.

On motion of Mr. Taft, the joint resolution from the House, inviting J. S. Adams, Secretary of the Board of Education, to address the Legislature, and granting him the use of Representatives' Hall for that purpose, was taken up, and adopted in concurrence.

On motion of Mr. Soule, the Senate adjourned.

AFTERNOON.

Bills of the following titles, having been printed, were taken up, and referred as follows, to wit:

S. 15. An act fixing the time of holding county court in the county of Orange, and amending section twenty-six of chapter thirty of the General Statutes;

On motion of Mr. Taft, referred to special committee on supreme and county courts.

S. 16. An act in amendment of chapter twenty-four of the General Statutes, and relating to the appraisal of land taken for highways;

To the Committee on Roads.

S. 18. An act to amend section seventeen, chapter eighty-seven, of the General Statutes, entitled "Insurance companies";

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S. 19. An act to amend section two, chapter seventy-seven, of the General Statutes, relating to the standard weight of grain;

S. 21. An act in addition to section thirty-one, chapter eighty-three, of the General Statutes, relating to the grand list;

To the General Committee.

Mr. Dorr introduced the following resolution:

Resolved, That on Tuesday next, the twenty-third day of October, at three o'clock in the afternoon, the Senate will proceed to the election,

First, Of a senator in Congress for the full term of six years from the third day of March, 1867;

Second, Of a senator to fill the unexpired term of the late Hon. Jacob Collamer, viz: until the fourth day of March, 1867;

Third, Of a senator to fill the unexpired term of the late Hon. Solomon Foot, viz: until the fourth day of March, 1869;

Which was read, and, on motion of Mr. Hendee, was

Ordered to lie.

Mr. Taft, from the Committee on Printing to whom was referred a bill entitled

S. 13. An act repealing certain sections of the General Statutes, relating to the election of senators to represent this State in the Congress of the United States;

Reported adversely to the printing of said bill; and thereupon it was referred to the Committee on the Judiciary.

Mr. Reed, from the Committee on the Judiciary to whom was referred a bill entitled

S. 6. An act in amendment of section thirty of chapter one hundred and twenty-six of the General Statutes;

Reported that the bill ought not to pass; thereupon the engrossment and third reading of said bill was refused.

Mr. Reed, from the Committee on the Judiciary to whom was referred a bill entitled

S. 5. An act relating to the rights and liabilities of husband and wife;

Reported the same, recommending that the bill be amended by striking out section two;

Which was agreed to; thereupon the bill was

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Ordered to be engrossed and read the third time to-morrow afternoon.

A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have adopted, on their part, a joint resolution to procure the printing of addresses delivered by Senator Edmunds and others,

In the adoption of which the concurrence of the Senate is requested.

The House have passed bills of the following titles:

H. 10. An act to legalize the grand list of the town of Benson for the year 1866;

H. 12. An act to legalize the grand list of the town of Chittenden for the year 1866;

H. 22. An act to incorporate the West Rupert Dairy Association;

In the passage of which the concurrence of the Senate is requested.

A joint resolution from the House of Representatives, as follows:

Resolved by the Senate and House of Representatives, That the Secretary of the Senate and Clerk of the House be directed to procure to be printed, for the use of the General Assembly, one thousand copies of the addresses by Senator Edmunds and others before the Vermont Historical Society, on Tuesday evening, the 16th instant;

Which was read, and adopted in concurrence.

House bills of the following titles were severally read the first and second time, and referred, to wit:

H. 10. An act to legalize the grand list of the town of Benson for the year 1866;

H. 22. An act to incorporate the West Rupert Dairy Association;

To the General Committee.

House bill entitled

H. 12. An act to legalize the grand list of the town of Chittenden for the year 1866;

Was read the first and second time, and, on motion of Mr. Reed,

Ordered to lie.

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Mr. Taft, from the Committee on Printing to whom was referred a bill entitled

S. 24. An act relating to probate fees and salaries;

Reported the same, recommending the printing of three hundred and fifty copies; thereupon the bill was

Ordered to lie and be printed.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 19. An act for the preservation of shad and white-fish in Lake Champlain and its tributaries;

Reported in favor of its passage; thereupon said bill was *Ordered* to be read a third time to-morrow morning.

On motion of Mr. Hendee, the resolution relating to the election of United States senators was taken up.

Mr. Martin moved to strike out the word "three," and insert the word *two;*

Which was agreed to, and the resolution, as amended, adopted.

Mr. Dale, for the Committee on the Judiciary to whom was referred a bill entitled

S. 2. An act in relation to the earnings of married women, and in addition to chapter seventy-one of the General Statutes;

Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time to-morrow morning.

Mr. Taft, from the Committee on the Judiciary to whom was referred a bill entitled

S. 1. An act relating to divorce, and in addition to chapter seventy of the General Statutes;

Reported in favor of its passage; and, on motion of Mr. Dorr, said bill was

Ordered to lie.

Mr. Barlow introduced a bill entitled

S. 26. An act to pay George P. Conger the sum therein named;

Which was read the first and second time, and referred to the Committee on Claims.

Mr. Taft, from the Committee on the Judiciary to whom was referred

S. 4. An act to amend sections eighteen and twenty-six

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of chapter eighty-four of the General Statutes, in relation to the redemption of lands sold for taxes;

Reported the same, recommending that the bill be amended by the addition of a section, as follows:

Sec. 3. This act shall take effect from its passage;

Which was agreed to; and the bill, as amended, was

Ordered to be engrossed, and read the third time to-morrow morning.

Mr. Dorr, from the Committee on Education to whom was referred a bill entitled

S. 22. An act to incorporate the Providence Orphan Asylum and Hospital at Burlington;

Reported in favor of its passage; whereupon said bill was *Ordered* to be engrossed and read the third time.

Mr. Taft introduced a bill entitled

S. 27. An act legalizing the grand list of the town of Essex;

Which was read the first and second time, and referred to the General Committee.

On motion of Mr. Martin, House bill entitled

H. 12. An act to legalize the grand list of the town of Chittenden for the year 1866;

Was taken up, and the Secretary directed to return said bill to the House of Representatives, and inform them that it is not in accordance with part second, section fifteen, of the Constitution of Vermont.

A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

Mr. President: I am directed to inform the Senate that the House have adopted, on their part, a joint resolution inviting the President of the Vermont Agricultural College to address the General Assembly,

In the adoption of which the concurrence of the Senate is requested.

The House have passed a bill entitled

H. 7. An act to incorporate the Northfield South Village Slate and Tile Company;

In the passage of which the concurrence of the Senate is requested.

The hour having arrived for the meeting of the Joint Assembly, the Senate repaired to the Hall of the House of Representatives.

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Having returned therefrom, a joint resolution from the House of Representatives, as follows, was read and adopted in concurrence:

In view of the paramount importance of the interests of agriculture in a State so essentially and emphatically agricultural as Vermont, and the great preponderance of tillers of the soil now constituting this body; and

WHEREAS, The Agricultural College, now in its earliest infancy, deserves and demands the fostering care of this Legislature; therefore,

Resolved by the Senate and House of Representatives of the State of Vermont, now in session, That Mr. James B. Angell, President of the Vermont Agricultural College, be, and hereby is, invited to address this Legislature, at his earliest convenience, and that the use of the Representatives' Hall be accorded him for that purpose, upon such evening as he shall please to designate;

Which was read and adopted in concurrence.

House bill entitled

H. 7. An act to incorporate the Northfield South Village Slate and Tile Company;

Was read the first and second time, and referred to the Committee on Manufactures.

On motion of Mr. Barlow, the Senate adjourned.

FRIDAY, OCTOBER 19, 1866.

Prayer by the Chaplain.

No quorum of the Senate being present, on motion of Mr. Smith, the Senate adjourned.

AFTERNOON.

No quorum being present, on motion of Mr. Reed, the Senate adjourned.

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SATURDAY, OCTOBER 20, 1866.

No quorum being present, on motion of Mr. Doton, the Senate adjourned.

AFTERNOON.

No quorum being present, on motion of Mr. Doton, the Senate adjourned.

MONDAY, OCTOBER 22, 1866.

No quorum being present, on motion of Mr. Doton, the Senate adjourned.

AFTERNOON.

No quorum being present, on motion of Mr. Hendee, the Senate adjourned.

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TUESDAY, OCTOBER 23, 1866.

Prayer by the Chaplain.

Journals of Thursday, Friday, Saturday and Monday were read and approved.

A bill entitled

S. 24. An act relating to probate fees and salaries;

Having been printed, was taken up and referred to the Committee on the Judiciary.

Mr. Hendee introduced a bill entitled

S. 28. An act authorizing the Mount Mansfield Hotel Company to issue bonds;

Which was read the first and second time, and referred to the General Committee.

Mr. Martin introduced a bill entitled

S. 29. An act to protect fish in Hermitage Pond in Topsham;

Which was read the first and second time, and referred to the General Committee.

Mr. Skinner introduced a bill entitled

S. 30. An act to pay Thomas E. Powers the balance due him for superintending the reconstruction of the State House;

Which was read the first and second time, and referred to the Committee on Claims.

Mr. Porter presented the petition of H. A. Sheldon and others, citizens of Middlebury, in relation to idle and dissipated persons;

Which was referred to the Committee on the Judiciary.

Mr. Hyde introduced a bill entitled

S. 31. An act to incorporate the King Farm Slate Company;

Which was read the first and second time, and referred to the Committee on Manufactures.

Mr. Taft, from the Committee on Joint Rules, submitted the following, and they were adopted as the

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JOINT RULES OF THE SENATE AND HOUSE OF REPRESENTATIVES.

1.

A Joint Assembly shall be formed by a union of the Senate and House of Representatives in the Hall of the latter, at such time and for such specific purpose only as may be expressed in a concurrent resolution of both Houses; and may adjourn from time to time during the session of the General Assembly. The President of the Senate shall in all cases preside over, and the Secretary of the State, or in his absence, the Secretary of the Senate, shall officiate as Clerk of every Joint Assembly.

2.

The proceedings of every Joint Assembly, including the resolution ordering the same, shall be recorded by the Clerk in a book kept for that purpose, which shall be preserved in the office of the Secretary of State, a copy of which shall be furnished to the Governor by the Secretary of State, and shall also be published with the Journal of the proceedings of the House of Representatives.

3.

The rules of the Senate, as far as applicable, shall be observed in regulating the proceedings of every Joint Assembly.

4.

A joint committee of three senators and three representatives shall be appointed by the presiding officers of the two Houses respectively, to whom may be referred all documents transmitted by the Governor for the use of the General Assembly, who shall report thereon to that House from which they were received.

5.

The committees of the Senate and House of Representatives, to whom the same subject matter shall have been referred, may, for the purpose of facilitating business, meet together as a joint committee, and make a joint or separate report to either or both Houses, as they may think expedient.

6.

In every case of disagreement between the Senate and House of Representatives, if either shall request a conference and appoint a committee for that purpose, and the other

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House shall also appoint a committee on its part, such committee shall meet at a convenient hour, to be agreed upon by their chairman, in the conference room, and state to each other, verbally or in writing, the reasons of each House for its vote on the subject matter of disagreement, confer freely thereon, and make a report of their doings to their respective Houses as soon as may be.

7.

Committees of conferences shall consist of an equal number from each House, and shall return the papers referred to them to that House which last voted upon the subject matter of disagreement.

8.

After each House shall have adhered to the vote of disagreement, a bill or resolution shall be lost.

9.

When bills or resolutions are on their passage between the two Houses, they shall be verified by the attestation of the Secretary or Clerk of each House respectively, and all joint resolutions shall be fairly engrossed, after their passage, in the House in which they originate, and shall, when finally passed, be signed by the presiding officer of each House, in the same manner as bills.

10.

After bills have passed both Houses, and a certificate, showing the one in which they respectively originated, has been duly endorsed thereon, they shall be delivered to a joint standing committee of two senators and two members of the House of Representatives, to be appointed by the presiding officers of the two Houses respectively, and to be designated the Committee on Bills, who shall make careful examination, and see that they are correctly engrossed, both as regards the original bill, and all amendments thereto, and when satisfied of their accuracy, shall present them, first to the Speaker of the House of Representatives, and then to the President of the Senate, for their official signatures, and having obtained them, they shall forthwith deliver them to the Governor for his approval, and shall make a true report to both Houses of the day on which such bill was delivered to the Governor, which shall be duly entered upon the Journal of each House.

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11.

A joint committee of two senators and two representatives shall be appointed by the presiding officers of the two Houses respectively, at the commencement of the session, to be designated the Committee on Joint Rules.

12.

When a bill or resolution, which shall have passed one House, is rejected in the other, notice thereof shall be given to the House in which the same shall have passed; and all such rejected bills or resolutions, with the accompanying papers, shall be returned to, and left in the custody of the House which first acted on them.

13.

Each House shall transmit to the other all papers on which any bill or resolution shall be founded; and should any bill or resolution pass both Houses, the same papers shall be delivered to the Governor.

14.

No bill, which shall have passed one House, shall be sent for concurrence to the other, on the last day of the session.

15.

The final adjournment of the General Assembly shall be fixed at an hour between six o'clock in the forenoon and nine o'clock in the afternoon.

16.

A two-thirds vote of all present shall be required for the suspension of any joint rule.

17.

A Joint Committee on the Library, consisting of two senators and three representatives, shall, on nomination of the presiding officers of their respective Houses, be appointed by each House respectively.

Engrossed bill entitled

S. 1. An act relating to divorce, and in addition to chapter seventy of the General Statutes;

Was read the third time, considered, and, on motion of Mr. Reed,

Ordered to lie and be made the special order for to-morrow morning, at half past ten o'clock.

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Engrossed bills of the following titles were severally read the third time and passed:

S. 2. An act in relation to the earnings of married women, and in addition to chapter seventy-one of the General Statutes;

S. 4. An act to amend sections eighteen and twenty-six of chapter eighty-four of the General Statutes, in relation to the redemption of lands sold for taxes;

S. 5. An act relating to the rights and liabilities of husband and wife;

S. 14. An act relating to the statistics of divorce;

S. 22. An act to incorporate the Providence Orphan Asylum and Hospital at Burlington.

House bill entitled

H. 19. An act for the preservation of shad and whitefish in Lake Champlain and its tributaries;

Was read the third time and passed in concurrence.

Mr. Reed, for the Committee on the Judiciary to whom was referred a bill entitled

S. 17. An act repealing certain sections of the General Statutes, relating to the election of senators to represent this State in the Congress of the United States;

Reported in favor of its passage; whereupon said bill was *Ordered* to be engrossed and read the third time to-morrow morning.

A message was received from the House of Representatives, by Mr. Dixon, their Assistant Clerk, as follows:

Mr. President: I am directed by the House of Representatives to inform the Senate that the House have passed bills of the following titles:

H. 5. An act to legalize the action of the selectmen of the town of Cavendish;

H. 13. An act to incorporate the Altimont Cornet Band;

H. 24. An act to amend an act entitled "An act to incorporate the Vermont and New York Railroad Company," approved November 2, 1865;

In the passage of which the concurrence of the Senate is requested.

House bills of the following titles were severally read the first and second time, and referred, to wit:

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H. 5. An act to legalize the action of the selectmen of the town of Cavendish;

To the Committee on the Judiciary.

H. 13. An act to incorporate the Altimont Cornet Band;

To the General Committee.

H. 24. An act to amend an act entitled "An act to incorporate the Vermont and New York Railroad Company," approved November 2, 1865;

To the Committee on Roads.

Mr. Dorr, from the joint special committee to whom was referred so much of the Governor's message as relates to the constitutional amendment, submitted the following report:

(For Report see Appendix.)

The committee having recommended to strike out the preamble and substitute the following:

Whereas, the Congress of the United States, on the thirteenth day of June, 1866, by joint resolution, proposed to amend the Constitution of the United States, in the words following, viz:

Which was agreed to, and the joint resolutions, as amended, were unanimously adopted.

Mr. Martin having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Baker,	Hendee,	Orcutt,
Barrett,	Henry,	Porter,
Barstow,	Hill,	Reed,
Clapp,	Howe,	Root,
Cochran,	Hyde,	Sanborn,
Dale,	Ide,	Skinner,
Dorr,	Kellogg,	Smith,
Doton,	Lane,	Soule,
Goodhue,	Martin,	Taft—28.
Harlow,		

So the joint resolutions were adopted, and the constitutional amendment was unanimously ratified on the part of the Senate.

Mr. Reed, by request, introduced a bill entitled

S. 32. An act in relation to union school districts, and in addition to chapter twenty-two of the General Statutes, entitled "Common schools and school laws";

Which was read the first and second time, and referred to the Committee on Printing.

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Mr. Reed, by request, introduced a bill entitled

S. 33. An act to legalize the vote of the town of Plainfield, dividing school district No. 1, in Plainfield, into two districts;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Reed introduced the following joint resolution:

Resolved by the Senate and House of Representatives, That the Secretary of State is hereby directed to publish, each year, in the acts of the General Assembly, an abstract of the Grand List of the State, for the then current year;

Which was read, and, on motion of Mr. Reed,

Ordered to lie.

On motion of Mr. Martin, the Senate adjourned.

AFTERNOON.

At the hour of two o'clock the President announced that, pursuant to the act of Congress approved July 25, 1866, and agreeably to a resolution of the Senate, the Senate would proceed to elect a senator in the Congress of the United States from this State, for the full term of six years from the third day of March, 1867.

Whereupon each senator, as his name was called by the Secretary, rose in his place and named,

For JUSTIN S. MORRILL,

Baker,	Harlow,	Orcutt,
Barlow,	Hendee,	Porter,
Barrett,	Henry,	Reed,
Barstow,	Hill,	Root,
Clapp,	Howe,	Sanborn,
Cochran,	Hyde,	Skinner,
Dale,	Ide,	Smith,
Dorr,	Kellogg,	Soule,
Doton,	Lane,	Taft—29.
Goodhue,	Martin,	

Whereupon the President declared that JUSTIN S. MORRILL, having received all the votes thus cast, was elected, on the part of the Senate, a senator in the Congress of the United States, from this State, for the full term of six years from the third day of March, A. D. 1867.

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The President then announced that, pursuant to said act of Congress, and agreeably to a resolution of the Senate, the Senate will now proceed to elect a senator in the Congress of the United States, from this State, to fill the unexpired term of the late Hon. Jacob Collamer, namely, until the fourth day of March, 1867.

Whereupon each senator, as his name was called by the Secretary, rose in his place and named,

For LUKE P. POLAND,

Baker,	Harlow,	Orcutt,
Barlow,	Hendee,	Porter,
Barrett,	Henry,	Reed,
Barstow,	Hill,	Root,
Clapp,	Howe,	Sanborn,
Cochran,	Hyde,	Skinner,
Dale,	Ide,	Smith,
Dorr,	Kellogg,	Soule,
Doton,	Lane,	Taft—29.
Goodhue,	Martin,	

Whereupon the President declared that LUKE P. POLAND, having received all the votes thus cast, was elected, on the part of the Senate, a senator in the Congress of the United States, from this State, to fill the unexpired term of the late Hon. Jacob Collamer, namely, until the fourth day of March, A. D. 1867.

The President then announced, that, pursuant to said act of Congress, and agreeably to a resolution of the Senate, the Senate will now proceed to elect a senator in the Congress of the United States, from this State, to fill the unexpired term of the late Hon. Solomon Foot, namely, until the fourth day of March, A. D. 1869.

Whereupen each senator as his name was called by the Secretary, rose in his place and named,

For GEORGE F. EDMUNDS,

Baker,	Harlow,	Orcutt,
Barlow,	Hendee,	Porter,
Barrett,	Henry,	Reed,
Barstow,	Hill,	Root,
Clapp,	Howe,	Sanborn,
Cochran,	Hyde,	Skinner,
Dale,	Ide,	Smith,
Dorr,	Kellogg,	Soule,
Doton,	Lane,	Taft—29.
Goodhue,	Martin,	

Whereupon the President declared that GEORGE F. EDMUNDS, having received all the votes thus cast, was elected,

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on the part of the Senate, a senator in the Congress of the United States from this State, to fill the unexpired term of the late Hon. Solomon Foot, namely, until the fourth day of March, A. D. 1869.

On motion of Mr. Reed, the 29th rule of the Senate was suspended.

Mr. Reed moved that Mr. Barlow, a senator from the county of Franklin, be allowed to record his vote upon the joint resolutions ratifying the amendment to the Constitution of the United States;

Which was agreed to.

The Secretary called the name of Mr. Barlow, and he recorded his vote in the affirmative upon said joint resolutions, ratifying the amendment to the Constitution of the United States.

On motion of Mr. Kellogg, the Senate adjourned.

WEDNESDAY, OCTOBER 24, 1866.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Kellogg introduced a bill entitled

S. 34. An act to incorporate the Brattleboro Melodeon Company;

Which was read the first and second time, and referred to the Committee of Manufactures.

Mr. Hyde introduced a bill entitled

S. 35. An act to incorporate the Vermont and Boston Slate Company;

Which was read the first and second time, and referred to the Committee on Corporations.

A message from his Excellency, the Governor, by Mr. Gay, Secretary of Civil and Military Affairs, as follows:

Mr. President: I am directed by the Governor to de-

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liver to the Senate a communication in writing, with an accompanying document.

Mr. Barstow introduced, by request, a bill entitled

S. 36. An act to constitute a new county by the name of Union;

Which was read the first and second time, and, on motion of Mr. Barstow, was referred to a select committee to consist of three senators.

Mr. Reed introduced a bill entitled

S. 37. An act to enable the State Treasurer to discharge certain mortgages given for banking purposes;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Taft introduced a bill entitled

S. 38. An act in aid of drafted men;

Which was read the first and second time, and referred to the Committe on Printing.

Mr. Smith offered the following joint resolution, which was read and adopted on the part of the Senate:

Resolved by the Senate and House of Representatives, That the two Houses meet in Joint Assembly, on Friday, the 26th instant, at three o'clock in the afternoon, to hear the report of the committee appointed to canvass the votes for county and probate officers, and, if necessary, to complete the election of said officers.

The President laid before the Senate a communication from his Excellency, the Governor, as follows:

STATE OF VERMONT,
Executive Chamber, Montpelier, Oct. 24, 1866.

To the President of the Senate:

SIR: I have the honor to transmit herewith, the annual report of the Trustees of the Vermont State Library.

PAUL DILLINGHAM.

The President laid before the Senate the annual report of the Trustees of the Vermont State Library;

Which was read and referred to the Committee under the Fourth Joint Rule.

(For Report see Appendix.)

Engrossed bill entitled

S. 1. An act relating to divorce, and in addition to chapter seventy of the General Statutes;

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Being the special order at this time, was taken up, considered, and, on motion of Mr. Martin,

Ordered to lie.

Mr. Martin introduced the following joint resolution, which was read and adopted:

Resolved, by the Senate and House of Representatives, That the two Houses meet in Joint Assembly at twelve o'clock, meridian, of this day, October 24, 1866, for the purpose of completing the election of a senator of the United States for the State of Vermont, for the full term of six years from and including the fourth day of March, 1867; also, to complete the election of a senator of the United States for the State of Vermont, for the vacancy occasioned by the death of the late Hon. Jacob Collamer; also, to complete the election of a senator of the United States for the State of Vermont, to fill the vacancy occasioned by the death of the late Hon. Solomon Foot, as required by the act of Congress, entitled "An act to regulate the times and manner of holding elections for senators in Congress," approved July 25, 1866.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 22. An act to incorporate the West Rupert Dairy Association;

Reported in favor of its passage; thereupon said bill was read the third time, and passed in concurrence.

Mr. Goodhue, from the General Committee to whom was referred a bill entitled

S. 31. An act to incorporate the King Farm Slate and Tile Company;

Reported in favor of its passage; whereupon said bill was *Ordered* to be engrossed and read the third time.

A message was received from the House of Representatives, by Mr. Dixon, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have passed bills of the following titles:

H. 34. An act to amend an act entitled "An act to protect fish in Otter Creek," approved November 9, 1865;

H. 41. An act for the preservation of the records and files pertaining to the war of 1861 for the preservation of the Union.

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A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered a joint resolution, providing for a Joint Assembly to complete the election of United States senators,

And have adopted the same in concurrence.

House bills of the following titles were severally read the first and second time, and referred, to wit:

H. 34. An act to amend an act entitled, "An act to protect fish in Otter Creek," approved November 9, 1865;

To the General Committee.

H. 41. An act for the preservation of the records and files pertaining to the war of 1861 for the preservation of the Union;

To the Committee on Military Affairs.

Mr. Martin, from the Committee on Roads to whom was referred a bill entitled

S. 16. An act in amendment of chapter twenty-four of the General Statutes, and relating to the appraisal of land taken for highways;

Reported the same, recommending that the bill be amended in section one, line three, by adding, after the figures "33," the words, *of chapter thirty-four;*

Which was agreed to, and the bill, as amended, was

Ordered to be engrossed and read the third time to-morrow morning.

Mr. Taft introduced a bill entitled

S. 39. An act to pay William D. Munson the sum therein mentioned;

Which was read the first and second time, and referred to the Committee on Claims.

Mr. Cochran, from the Committee on Manufactures to whom was referred House bill entitled

H. 7. An act to incorporate the Northfield South Village Slate and Tile Company;

Reported in favor of its passage; whereupon the bill was read the third time, and passed in concurrence.

Mr. Dale, from the Committee on the Judiciary to whom was referred a bill entitled

S. 9. An act relating to the proceeds of public lands, in addition to chapter ninety-seven of the General Statutes;

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Reported the same, recommending that the bill be amended in section one, line five, by striking out the word "six," after the word "least," and inserting the word *three;*

Which was agreed to; and, on motion of Mr. Taft, it was *Ordered* to lie.

Mr. Howe introduced a bill entitled

S. 40. An act relating to jailors' fees;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Dorr introduced a bill entitled

S. 41. An act to continue and regulate the pay of grand and petit jurors;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Root introduced the following joint resolution:

Resolved by the Senate and House of Representatives, That the President of the Senate and Speaker of the House of Representatives, adjourn their respective Houses without day, on Friday, November 2d, at eight o'clock in the forenoon;

Which was read, and, on motion of Mr. Reed, was *Ordered* to lie.

Engrossed bill of the following title was read the third time, and passed:

S. 17. An act repealing certain sections of the General Statutes, relating to the election of senators to represent this State in the Congress of the United States.

Mr. Hendee introduced a bill entitled

S. 42. An act to amend section fourteen of chapter seventy-two of the General Statutes, relative to the appointment of guardians for insane persons and spendthrifts;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Reed introduced a bill entitled

S. 43. An act to survey and establish the boundary line between the towns of Belvidere and Bakersfield;

Which was read the first and second time, and referred to the General Committee.

The report of Albert D. Hager and Hon. Charles Barrett, commissioners on the restoration of sea-fish to the Connecticut river and its tributaries, having been printed, was taken

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up and referred to the Committee under the Fourth Joint Rule.

At the hour of twelve o'clock, meridian, in pursuance of an act of Congress, approved July 25, 1866, and agreeably to a joint resolution, the Senate repaired to the Hall of the House of Representatives, to complete the election of United States senators.

Having returned therefrom, on motion of Mr. Root, the Senate adjourned.

AFTERNOON.

Mr. Martin, from the Committee on Roads to whom was referred House bill entitled

H. 24. An act to amend an act entitled "An act to incorporate the Vermont and New York Railroad Company," approved November 2, 1865;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Orcutt, from the Committee on Printing to whom were referred bills entitled

S. 37. An act to enable the State Treasurer to discharge certain mortgages given for banking purposes;

S. 38. An act in aid of drafted men;

Reported the same, recommending the printing of three hundred and fifty copies of each of said bills; and they were *Ordered* to lie and be printed.

Mr. Goodhue, from the General Committee to whom was referred a bill entitled

S. 20. An act to incorporate the Neshobee Marble Company;

Reported the same, recommending that the bill be amended in section four, line two, by inserting the word *private* before the word "corporations;"

Which was agreed to; and the bill was *Ordered* to be engrossed and read the third time.

Mr. Reed, from the Committee on the Judiciary to whom was referred a bill entitled

S. 8. An act relating to criminal prosecutions;

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Reported the same, without an expression of opinion, and on the motion of Mr. Martin, it was

Ordered to lie.

Mr. Taft introduced a bill entitled

S. 44. An act to amend an act entitled, "An act to incorporate the city of Burlington," approved November 22, 1864;

Which was read the first and second time, and referred to the General Committee.

Mr. Root introduced a bill entitled

S. 45. An act granting certain privileges to the villages of Bennington and North Bennington;

Which was read the first and second time and referred to the General Committee.

Mr. Reed, from the Committee on the Judiciary to whom was referred a bill entitled

S. 13. An act providing for the appointment of an Attorney General, and regulating the salaries of State's attorneys;

Reported the same, recommending to the Senate to substitute for said bill, two bills accompanying the report;

Which was agreed to.

A bill reported by the Committee on the Judiciary, entitled

S. 46. An act regulating the pay of State's attorneys;

Was read the first and second time, and

Ordered to be engrossed and read the third time to-morrow afternoon.

A bill reported by the Committee on the Judiciary, entitled

S. 47. An act providing for the appointment of an Attorney General;

Was read the first and second time, and

Ordered to be engrossed and read the third time to-morrow afternoon.

Mr. Orcutt introduced a bill entitled

S. 48. An act to incorporate the Vermont Manufacturing Company;

Which was read the first and second time, and referred to the Committee on Manufactures.

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Mr. Reed, from the Committee on the Judiciary to whom was referred a bill entitled

S. 24. An act relating to probate fees and salaries;

Reported the same, recommending its passage; whereupon said bill was

Ordered to be engrossed and read the third time to-morrow afternoon.

Mr. Reed introduced a bill entitled

S. 49. An act in amendment of section twelve of chapter one hundred and twenty-six of the General Statutes, and raising the salary of the judge of probate for the district of Washington;

Which was read the first and second time, and referred to the Committee on Printing.

On motion of Mr. Cochran, the Senate adjourned.

THURSDAY, OCTOBER 25, 1866.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Root introduced a bill entitled

S. 50. An act in addition to chapter sixteen of the General Statutes, relating to village corporations;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Reed introduced the following joint resolution, which was read and adopted on the part of the Senate:

Resolved by the Senate and House of Representatives, That the use of the Hall of the House be granted to the Vermont Historical Society, on Friday evening, October 26th, to hear an address on Vermont, by Rev. Wm. H. Lord.

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Engrossed bill entitled

S. 16. An act in amendment of chapter twenty-four of the General Statutes, and relating to the appraisal of land taken for highways;

Was read the third time and passed.

Mr. Orcutt, from the Committee on Printing to whom were referred bills entitled

S. 32. An act in relation to union school districts, and in addition to chapter twenty-two of the General Statutes, entitled "Common schools and school laws";

S. 40. An act relating to jailors' fees;

S. 41. An act to continue and regulate the pay of grand and petit jurors;

S. 42. An act to amend section fourteen of chapter seventy-two of the General Statutes, relative to the appointment of guardians for insane persons and spendthrifts;

S. 49. An act in amendment of section twelve of chapter one hundred and twenty-six of the General Statutes, and raising the salary of the judge of probate for the district of Washington;

Reported the same, recommending the printing of three hundred and fifty copies of each of said bills; thereupon said bills were

Ordered to lie and be printed.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 27. An act to legalize the grand list of the town of Essex for the year 1866;

Reported adversely to its passage; whereupon the third reading of said bill was refused.

Mr. Skinner, from the General Committee to whom were referred bills entitled

S. 28. An act authorizing the Mount Mansfield Hotel Company to issue bonds;

S. 29. An act to protect fish in Hermitage Pond in Topsham;

Reported in favor of the passage of each of said bills; whereupon they were severally

Ordered to be engrossed and read the third time.

The President announced as the select committee on Senate bill entitled "An act to constitute a new county by the name of Union":

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Senator Barstow,
" Hyde,
" Skinner.

Mr. Hendee introduced a bill entitled

S. 51. An act amending section forty-four of chapter seventy of the General Statutes, relating to proceedings in divorce cases;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Henry, from the Committee on Military Affairs to whom was referred House bill entitled

H. 41. An act for the preservation of the records and files pertaining to the war of 1861 for the preservation of the Union;

Reported in favor of its passage; thereupon said bill was *Ordered* to be read the third time to-morrow morning.

Mr. Hyde introduced a bill entitled

S. 52. An act to incorporate the Lake Bombazine Slate and Marble Company;

Which was read the first and second time, and referred to the Committee on Manufactures.

A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

Mr. President: I am directed to inform the Senate that the House have considered

A joint resolution from the Senate granting the use of the Hall of the House of Representatives to the Vermont Historical Society; also

A joint resolution providing for a Joint Assembly to hear the report of the Canvassing Committee;

And have adopted the same in concurrence.

The House have passed a bill of the following titles:

H. 3. An act to legalize the grand list of the town of Hardwick for the year 1864;

In the passage of which the concurrence of the Senate is requested.

House bill of the following title

H. 3. An act to legalize the grand list of the town of Hardwick for the year 1864;

Was read the first and second time, and referred to the General Committee.

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Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 13. An act to incorporate the Altimont Cornet Band;

Reported in favor of its passage; whereupon said bill was read the third time, and passed in concurrence.

Mr. Cochran, from the Committee on Manufactures to whom was referred a bill entitled

S. 35. An act to incorporate the Vermont and Boston Slate Company;

Reported in favor of its passage; thereupon said bill was *Ordered* to be engrossed and read the third time.

On motion of Mr. Dorr, the Senate adjourned.

AFTERNOON.

Senate bills of the following titles having been printed, were taken up and referred, to wit:

S. 37. An act to enable the State Treasurer to discharge certain mortgages, given for banking purposes;

S. 38. An act in aid of drafted men;

To the Committee on the Judiciary.

Engrossed bill entitled

S. 24. An act relating to probate fees and salaries;

Was read the third time, and, on motion of Mr. Hendee, *Ordered* to lie.

Engrossed bill entitled

S. 46. An act regulating the pay of State's attorneys;

Was read the third time, and, on motion of Mr. Dorr, *Ordered* to lie.

Engrossed bill entitled

S. 47. An act providing for the appointment of an Attorney General;

Was read the third time, and, on motion of Mr. Dorr, *Ordered* to lie.

Engrossed bills entitled

S. 20. An act to incorporate the Neshobee Marble Company;

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S. 1. An act relating to divorce, and in addition to chapter seventy of the General Statutes;

Were severally read the third time and passed.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have passed bills of the following titles:

H. 4. An act to incorporate the Cambridge Mount Mansfield Turnpike Road Company;

H. 15. An act in amendment of section fourteen, chapter twenty-two, of the General Statutes, relating to the time of examining teachers of common schools;

H. 17. An act to incorporate the Peru Boot and Shoe Company;

H. 43. An act to protect fish in Hall's Pond;

H. 47. An act for the preservation of fish in Hinesburgh Pond;

H. 59. An act to incorporate the Randolph Hotel Company;

H. 66. An act to incorporate the Fairhaven Slate and Marble Company;

H. 69. An act to incorporate the Plymouth Gold Mining Company;

H. 87. An act granting a ferry to Moses Knowlton;

In the passage of which the concurrence of the Senate is requested.

The House have passed a joint resolution of thanks to our United States senators.

A message was received from his Excellency, the Governor, by Mr. Gay, Secretary of Civil and Military Affairs, as follows:

MR. PRESIDENT: I am directed by the Governor to deliver to the Senate a communication in writing, with an accompanying document.

The President laid before the Senate a communication from his Excellency, the Governor, as follows:

STATE OF VERMONT,
Executive Chamber, Montpelier, Oct. 25, 1866.

To the President of the Senate:

SIR: I have the honor to transmit herewith the annual report of the Adjutant and Inspector General of this State.

This report, like the former ones from the same officer,

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is full and satisfactory, abounding with exact and reliable information, which makes perfect the history of each man's services in the late war.

I take occasion to call your attention especially to that portion of the present report relating to the organized militia, and to commend to your favorable action so much of it as recommends the restoration of regimental drill and parade. Without this the organization will become lifeless, and its efficiency be totally destroyed.

PAUL DILLINGHAM.

The President laid before the Senate the annual report of the Adjutant and Inspector General;

Which was referred to the Committee under the Fourth Joint Rule.

On motion of Mr. Dorr, the Senate took a recess for thirty minutes.

At the expiration of the recess, the President resumed the chair.

A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have passed a bill of the following title:

H. 25. An act to legalize the grand lists of the town of Berkshire for the years 1864, 1865, and 1866;

In the passage of which the concurrence of the Senate is requested.

The House have considered Senate bill entitled

S. 3. An act to incorporate the Fairhaven Iron Works;

And have passsd the same in concurrence.

A joint resolution from the House of Representatives, as follows:

Resolved by the Senate and House of Representatives, That the Senate and House of Representatives tender a vote of thanks to the Honorable Senators for their very able addresses, delivered to us on the eve of the 24th instant;

Which was read, and adopted in concurrence.

House bills of the following titles were severally read the first and second time, and referred, to wit:

H. 4. An act to incorporate the Cambridge Mount Mansfield Turnpike Road Company;

H. 87. An act granting a ferry to Moses Knowlton;

To the Committee on Roads.

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H. 15. An act in amendment of section fourteen, chapter twenty-two, of the General Statutes, relating to the time of examining teachers of common schools;

To the Committee on Education.

H. 17. An act to incorporate the Peru Boot and Shoe Company;

H. 66. An act to incorporate the Fairhaven Slate and Marble Company;

H. 69. An act to incorporate the Plymouth Gold Mining Company;

To the Committee on Manufactures.

H. 43. An act to protect fish in Hall's Pond;

H. 47. An act for the preservation of fish in Hinesburgh Pond;

H. 59. An act to incorporate the Randolph Hotel Company;

To the General Committee.

H. 25. An act to legalize the grand list of the town of Berkshire for the years 1864, 1865 and 1866;

To the Committee on the Judiciary.

Mr. Skinner, from the General Committee to whom was referred a bill entitled

S. 19. An act to amend section two, chapter seventy-seven, of the General Statutes, relating to the standard weight of grain;

Reported the same, recommending that the bill be amended in line six by striking out the words "forty-six," and inserting in lieu thereof the words *forty-eight;*

Which was agreed to; and the bill, as amended, was

Ordered to be engrossed, and read the third time to-morrow afternoon.

Mr. Barrett introduced a bill entitled

S. 53. An act in addition to chapter eighty-nine of the General Statutes, relating to banks;

Which was read the first and second time, and referred to the Committee on Printing.

On motion of Mr. Reed, the vote adopting, on the part of the Senate, a joint resolution from the House, of thanks to our United States senators, was reconsidered, and, on motion of Mr. Martin,

Ordered to lie.

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Mr. Cochran, from the Committee on Manufactures to whom was referred a bill entitled

S. 34. An act to incorporate the Brattleboro Melodeon Company;

Reported the same, recommending that the bill be amended in section five, by striking out a part of line six, and all of lines seven and eight, and a part of line nine, and inserting in lieu thereof the words, *and if at any time the indebtedness shall exceed three-fourths of the stock actually paid in, then the directors and stockholders shall be holden to the creditors for such excess;*

Which was agreed to; and the bill, as amended, was

Ordered to be engrossed and read the third time.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 10. An act to legalize the grand list of the town of Benson for the year 1866;

Reported in favor of its passage; thereupon said bill was read the third time, and passed in concurrence.

On motion of Mr. Hendee, the Senate adjourned.

FRIDAY, OCTOBER 26, 1866.

Prayer by the Chaplain.

Journal of yesterday was read and approved.

Mr. Martin introduced a joint resolution, which was read and unanimously adopted on the part of the Senate:

Resolved by the Senate and House of Representatives, That the thanks of the two Houses are hereby tendered to the Hon. Luke P. Poland and the Hon. George F. Edmunds, senators in Congress from this State, and to the Hon. Justin S. Morrill and the Hon. Frederick E. Woodbridge, representatives in Congress from this State, for their very able and exhaustive addresses to the two Houses on

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the proposed amendment to the Constitution of the United States, delivered in response to a joint resolution, adopted October 12, 1866.

Mr. Hyde introduced a bill entitled

S. 54. An act to incorporate the Adams Slate and Tile Company;

Which was read the first and second time, and referred to the Committee on Manufactures.

Bills of the following titles having been printed, were taken up and referred, to wit:

S. 32. An act in relation to union school districts, and in addition to chapter twenty-two of the General Statutes, entitled "Common schools and school laws;"

To the Committee on Education.

S. 40. An act regulating jailors' fees;

S. 41. An act to continue and regulate the pay of grand and petit jurors;

S. 42. An act to amend section fourteen of chapter seventy-two of the General Statutes, relating to the appointment of guardians of insane persons and spendthrits;

To the Committee on the Judiciary.

S. 49. An act in amendment of section twelve of chapter one hundred and twenty-six of the General Statutes, and raising the salary of judge of probate for the district of Washington;

To the Committee on Finance.

A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered a joint resolution from the Senate, relating to the decease of the late United States Senators, Hon. Jacob Collamer and Hon. Solomon Foot, and have unanimously adopted the same in concurrence.

House bill entitled

H. 41. An act for the preservation of the records and files pertaining to the war of 1861 for the preservation of the Union;

Was read the third time and passed in concurrence.

Mr. Taft, from the Committee on Printing to whom were referred bills of the following titles:

S. 50. An act in addition to chapter sixteen of the General Statutes, relating to village corporations;

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S. 51. An act amending section forty-four, chapter seventy, of the General Statutes, relating to proceedings in divorce cases;

S. 53. An act in addition to chapter eighty-nine of the General Statutes, relating to banks;

Reported the same, recommending the printing of three hundred and fifty copies of each of said bills; and they were severally

Ordered to lie and be printed.

Mr. Reed, from the Committee on the Judiciary to whom was referred House bill entitled

H. 5. An act to legalize the action of the selectmen of the town of Cavendish;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Martin, from the Committee on Roads to whom was referred House bill entitled

H. 4. An act to incorporate the Cambridge Mount Mansfield Turnpike Road Company;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Martin, from the Committee on Roads to whom was referred House bill entitled

H. 87. An act granting a ferry to Moses Knowlton;

Reported in favor of its passage; thereupon the bill was reed the third time, and, on motion of Mr. Barstow, it was

Ordered to lie.

Bills of the following titles having been printed, were taken up and referred, viz:

S. 50. An act in addition to chapter sixteen of the General Statutes, relating to village corporations;

S. 51. An act amending section forty-four, chapter seventy, of the General Statutes, relating to proceedings in divorce cases;

To the Committee on the Judiciary.

S. 53. An act in addition to chapter eighty-nine of the General Statutes, relating to banks;

To the Committee on Banks.

Mr. Barlow introduced a bill entitled

S. 55. An act entitled "An act in amendment of an act to incorporate the village of St. Albans," approved November 21, 1864;

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Which was read the first and second time, and referred to the General Committee.

On motion of Mr. Hill, the Senate adjourned.

AFTERNOON.

Mr. Martin, from the Committee on Manufactures to whom was referred House bill entitled

H. 17. An act to incorporate the Peru Boot and Shoe Company;

Reported the same, recommending that the Senate propose to the House to amend the bill:

First. In section six, lines three and four, by striking out the words, "or secured to said corporation";

Which was agreed to.

Second. In section six, line eight, by striking out the words, "or secured as aforesaid";

Which was agreed to. Thereupon the bill was read the third time and passed in concurrence, with proposals of amendment.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed by the House of Representatives to inform the Senate that the House have passed bills of the following titles:

H. 32. An act in addition to the twenty-second chapter of the General Statutes, in relation to the duties of town superintendents of schools;

H. 39. An act to incorporate the Bennington Water Power Company;

H. 49. An act to incorporate the Rutland Missionary Association;

H. 72. An act to legalize the grand lists of the town of Granville for the years 1864, 1865 and 1866;

H. 76. An act to legalize the grand lists of the town of Greensboro;

H. 77. An act to legalize the grand list of the town of Chittenden for the year 1866;

H. 79. An act laying a tax on the county of Grand Isle;

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H. 83. An act to incorporate the Manchester Manufacturing Company;

H. 6. An act in amendment of an act entitled "An act to incorporate the Essex County Railroad Company," approved November 1, 1864;

H. 82. An act to incorporate the Passumpsic River and Island Pond Railroad Company;

In the passage of which the concurrence of the Senate is requested.

The House have adopted, on their part, a joint resolution directing the Librarian to furnish copies of documents to the librarian of the state of South Carolina;

In the adoption of which the concurrence of the Senate is requested.

Mr. Martin, from the Committee on Manufactures to whom were referred bills entitled

S. 52. An act to incorporate the Lake Bombazine Slate and Marble Company;

S. 54. An act to incorporate the Adams Slate and Tile Company;

Reported in favor of the passage of said bills; thereupon they were severally

Ordered to be engrossed and read the third time.

Mr. Barrett, from the Committee on Banks to whom was referred a bill entitled

S. 53. An act in addition to chapter eighty-nine of the General Statutes, relating to banks;

Reported in favor of its passage; whereupon said bill was *Ordered* to be engrossed and read the third time to-morrow afternoon.

Mr. Root introduced a bill entitled

S. 56. An act laying a tax on the county of Bennington;

Which was read the first and second time, and, on motion of Mr. Root, was referred to a select committee consisting of the senators from the county of Bennington.

Mr. Orcutt introduced a bill entitled

S. 57. An act to amend an act entitled "An act incorporating and establishing the Norwich University at Norwich, Windsor county";

Which was read the first and second time, and referred to the Committee on Education.

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Mr. Taft, from the Committee on the Judiciary to whom was referred a bill entitled

S. 38. An act in aid of drafted men;

Reported the same, recommending the passage of a substitute bill, as follows:

Sec. 1. Any town or city, at a meeting, legally warned and holden for that purpose, may vote and appropriate such sums of money as they may deem necessary to be paid those persons, their heirs or assigns, who were drafted into the service of the United States in the late rebellion, and who severally paid three hundred dollars as commutation money for exemption from such draft.

Sec. 2. This act shall take effect from its passage.

Which was read the first and second time, and

Ordered to be engrossed and read the third time.

Engrossed bills of the following titles were severally read the third time and passed:

S. 19. An act to amend section two, chapter seventy-seven, of the General Statutes, relative to the standard weight of grain;

S. 28. An act authorizing the Mount Mansfield Hotel Company to issue bonds;

S. 29. An act to protect fish in Hermitage Pond in Topsham;

S. 34. An act to incorporate the Brattleboro Melodeon Company;

S. 35. An act to incorporate the Vermont and Boston Slate Company.

Mr. Cochran, from the Committee on Manufactures to whom was referred House bill entitled

H. 66. An act to incorporate the Fairhaven Slate and Marble Company;

Reported in favor of its passage; whereupon said bill was was read the third time and passed in concurrence.

House bills of the following titles were severally read the first and second time, and referred, to wit:

H. 6. An act in amendment of an act entitled "An act to incorporate the Essex County Railroad Company," approved November 1, 1864;

To the Committee on Roads.

H. 32. An act in addition to the twenty-second chapter

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of the General Statutes, in relation to the duties of town superintendents of common schools;

To the Committee on Education.

H. 39. An act to incorporate the Bennington Water Power Company;

To the Committee on the Judiciary.

H. 72. An act to legalize the grand lists of the town of Granville for the years 1864, 1865 and 1866;

H. 76. An act to legalize the grand lists of the town of Greensboro;

H. 77. An act to legalize the grand list of the town of Chittenden for the year 1866;

To the Committee on the Judiciary.

H. 79. An act laying a tax on the county of Grand Isle;

To the General Committee.

The hour for a meeting of the Joint Assembly having arrived, the Senate repaired to the Hall of the House of Representatives.

Having returned therefrom, a message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have passed a bill of the following title:

H. 68. An act to incorporate the Hinesburgh Cornet Band;

In the passage of which the concurrence of the Senate is requested.

The House have considered Senate bill entitled

S. 17. An act repealing certain sections of the General Statutes, relating to the election of senators to represent this State in the Congress of the United States;

And have passed the same in concurrence.

The House have considered joint resolution from the Senate, tendering thanks to our senators and representatives in Congress,

And have unanimously adopted the same in concurrence.

The House have adopted, on their part, a joint resolution providing for the printing of Col. Veazey's oration,

In the adoption of which the concurrence of the Senate is requested.

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Mr. Reed moved that a call of the Senate be made;
Which was agreed to.
The roll was called, and no quorum being found present,
On motion of Mr. Martin, the Senate adjourned.

SATURDAY, OCTOBER 27, 1866.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Reed moved that when the Senate adjourn, it adjourn to meet on Monday afternoon next, at two o'clock;
Which was ageeed to.

Mr. Reed, from the Committee on the Judiciary to whom was referred a bill entitled

S. 41. An act to continue and regulate the pay of grand and petit jurors;

Reported, recommending a substitute bill, as follows:

Sec. 1. Section thirty-nine of chapter one hundred and twenty-six of the General Statutes is hereby amended so as to read as follows:

Grand and petit jurors' fees in the county courts shall be, for travel, eight cents per mile; for attendance per day, two dollars; to each talesman, at the rate of two dollars per day.

Sec. 2. This act shall take effect from the first day of December, A. D. 1866.

The question being, Shall the bill be substituted for the original bill? Mr. Cochran raised the point that a quorum of the Senate were not present.

On motion of Mr. Barstow, a call of the Senate was made, and the following named senators found absent:

Barlow,	Howe,	Porter,
Harlow,	Hyde,	Root,
Hendee,	Ide,	Smith,
Henry,	Kellogg,	Soule,
Hill,	Lane,	Taft—15.

On motion of Mr. Barstow, the Senate adjourned.

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MONDAY AFTERNOON, OCTOBER 29, 1866.

Journal of Saturday was read and approved.

Mr. Dale, from the Committee on the Judiciary to whom was referred the petition of H. A. Sheldon and others, in relation to idle and dissipated persons,

Reported that in their opinion no further legislation upon that subject is necessary, and that the petitioners have leave to withdraw; which was granted.

Mr. Doton, from the Committee on Education to whom was referred House bill entitled

H. 15. An act in amendment of section fourteen, chapter twenty-two, of the General Statutes, relating to the time of examining teachers of common schools;

Reported in favor of its passage; whereupon said bill was read the third time and passed in concurrence.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have adopted, on their part,

A joint resolution inviting the Rev. Dr. Foster to address the General Assembly; also

A joint resolution for Joint Assembly to elect Judges of the Supreme Court, for filling vacancies; also

A joint resolution relating to final adjournment;

In the adoption of which the concurrence of the Senate is requested.

The House have considered Senate bill entitled

S. 16. An act in amendment of chapter twenty-four of the General Statutes, and relating to the appraisal of land taken for highways;

And have passed the same in concurrence, with a proposal of amendment,

In the adoption of which the concurrence of the Senate is requested.

The House have passed bills of the following titles:

H. 18. An act in addition to an act incorporating the Poultney Cemetery Association;

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H. 23. An act in amendment of sections thirty-three and thirty-five of chapter seventy-two of the General Statutes;

H. 58. An act to amend section one and section seven, of an act incorporating the inhabitants of the first school district in Rockingham, for the purpose therein mentioned;

H. 61. An act to incorporate the Rochester Academy;

H. 103. An act to incorporate the Sudbury Marble Company;

In the passage of which the concurrence of the Senate is requested.

Mr. Orcutt presented the petition of W. S. Vincent and thirty-seven others, inhabitants of school district No. 9, in Plainfield, to legalize the vote of the town of Plainfield;

Which was referred to the Committee on the Judiciary.

Mr. Cochran, from the Committee on Manufactures to whom was referred House bill entitled

H. 69. An act to incorporate the Plymouth Gold Mining Company;

Reported the same, recommending that the Senate propose to the House to amend in section one, line nine, by striking out the words "connected therewith," and inserting the words, *mining, working and improving said mines;*

Which was agreed to; whereupon the bill was read the third time and passed in concurrence, with proposals of amendment.

Mr. Goodhue, from the Committee on Manufactures to whom was referred a bill entitled

S. 48. An act to incorporate the Vermont Manufacturing Company;

Reported in favor of its passage; thereupon said bill was *Ordered* to be engrossed and read the third time.

Mr. Skinner, from the General Committee to whom were referred House bills entitled

H. 34. An act to amend an act entitled, "An act to protect fish in Otter Creek," approved November 9, 1865;

H. 43. An act to protect fish in Hall's Pond;

H. 47. An act for the preservation of fish in Hinesburgh Pond;

H. 59. An act to incorporate the Randolph Hotel Company;

Reported in favor of the passage of each of said bills;

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whereupon they were severally read the third time and passed in concurrence.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 3. An act to legalize the grand list of the town of Hardwick for the year 1864;

Reported in favor of its passage; and the question being, Shall the bill be read the third time? on the motion of Mr. Dale, it was

Ordered to lie.

Mr. Doton introduced a bill entitled

S. 59. An act in addition to section seven of chapter twenty-two of the General Statutes, relating to text-books prescribed for use in the district schools of this State;

Which was read the first and second time, and referred to the Committee on Printing.

A bill entitled

S. 41. An act to continue and regulate the pay of grand and petit jurors;

Together with a substitute bill reported from the Committee on the Judiciary, were taken up as unfinished business. The question being, Shall the bill reported by the Committee on the Judiciary be substituted for the original bill? it was decided in the affirmative.

Whereupon the bill was read the first and second time, and *Ordered* to be engrossed and read the third time to-morrow afternoon.

A joint resolution from the House of Representatives, as follows:

Resolved by the Senate and House of Representatives, That the Clerk of the House and Secretary of the Senate be directed to procure to be printed, for the use of the General Assembly, one thousand copies of the oration delivered on the evening of October 25, by Col. Wheelock G. Veazey, before the Vermont Re-union Society of Vermont Officers;

Which was read and adopted in concurrence.

A joint resolution from the House of Representatives, as follows:

Resolved by the Senate and House of Representatives, That the Librarian be directed to furnish and forward to Theodore Stark, Esq., librarian for the state of South Carolina, at Columbia, for the use of the state of South Car-

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olina, copies of the statutes of this State, legislative journals, law reports, and such other documents as can be spared from the Library;

Which was read, and adopted in concurrence.

A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the Governor has informed the House that he has approved and signed bills, originating in the House, of the following titles:

H. 7. An act to incorporate the Northfield South Village Slate and Tile Company;

H. 19. An act for the preservation of shad and whitefish in Lake Champlain and its tributaries;

H. 22. An act to incorporate the West Rupert Dairy Association.

The House have passed bills of the following titles:

H. 9. An act in amendment of section nine, chapter twenty-two, of the General Statutes;

H. 52. An act in addition to chapter twenty-eight of the General Statutes, relating to railroads and railroad corporations;

In the passage of which the concurrence of the Senate is requested.

House bills of the following titles were severally read the first and second time, and referred, to wit:

H. 82. An act to incorporate the Passumpsic River and Island Pond Railroad Company;

To the Committee on Roads.

H. 68. An act to incorporate the Hinesburgh Cornet Band;

H. 18. An act in addition to an act incorporating the Poultney Cemetery Association;

H. 49. An act to incorporate the Rutland Missionary Association;

To the General Committee.

H. 83. An act to incorporate the Manchester Manufacturing Company;

H. 103. An act to incorporate the Sudbury Marble Company;

To the Committee on Manufactures.

H. 9. An act in amendment of section nine of chapter twenty-two of the General Statutes;

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H. 61. An act to incorporate the Rochester Academy;
To the Committee on Education.

H. 23. An act in amendment of sections thirty-three and thirty-five of chapter seventy-two of the General Statutes;

H. 52. An act in addition to chapter twenty-eight of the General Statutes, relating to railroads and railroad corporations;

H. 58. An act to amend sections one and seven of an act incorporating the first school district in Rockingham, for the purpose therein named;

To the Committee on the Judiciary.

Mr. Root introduced the following joint resolution, which was read, and adopted on the part of the Senate:

Resolved by the Senate and House of Representatives, That the use of the Representatives' Hall be tendered to J. D. Foote, Esq., of New York, on Tuesday evening, the 30th instant, to present the claims of homeless and destitute children.

The following joint resolutions from the House of Representatives were severally read, and adopted in concurrence:

Resolved by the Senate and House of Representatives, That the Rev. Dr. Nahum P. Foster, of Montpelier, Chaplain of the House of Representatives, be invited to address the General Assembly, in the Representatives' Hall, at some time during the present session, to be by him designated, upon scenes and incidents connected with his travels in Palestine.

Resolved by the Senate and House of Representatives, That a joint committee, consisting of two senators and three representatives, be appointed by the presiding officers of the two Houses respectively, for the purpose of fixing upon the earliest day, practicable with the necessary business of the session, for a final adjournment of the General Assembly.

A joint resolution from the House of Representatives:

Resolved by the Senate and House of Representatives, That the two Houses meet in Joint Assembly, on Wednesdry, the 31st day of October next, at eleven o'clock A. M., for the purpose of electing a chief Judge of the Supreme Court, to fill the vacancy occasioned by the resignation of Luke P. Poland; also, to elect five assistant Judges of the Supreme Court, to fill vacancies in said offices until the first day of September next;

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Which was read. Mr. Martin moved to propose to the House to strike out the word "next," in the second line, and insert in lieu thereof the word *instant;*

Which was agreed to; and the resolution was adopted in concurrece, with a proposal of amendment.

Mr. Reed, from the Committee on the Judiciary to whom was referred a bill entitled

S. 40. An act relating to jailors' fees;

Reported the same, recommending the adoption of a substitute bill, as follows:

Sec. 1. There shall be paid to the keepers of the jails, for fuel, diet and washing, for State prisoners, State or town paupers, three dollars per week, from the first day of May to the first day of November, and three dollars and fifty cents per week from the first day of November to the first day of May.

Sec. 2. This act shall take effect from its passage.

Which was agreed to; thereupon the bill was read the first and second time, and

Ordered to be engrossed and read the third time to-morrow afternoon.

Engrossed bills of the following titles were severally read the third time, and passed:

S. 7. An act to amend section sixty-one, chapter eighty-nine, of the General Statutes;

S. 52. An act to incorporate the Lake Bombazine Slate and Marble Company;

S. 53. An act in addition to chapter eighty-nine of the General Statutes, relating to banks.

Engrossed bill entitled

S. 58. An act in aid of drafted men;

Was read the third time, and, on motion of Mr. Goodhue, *Ordered* to lie.

Mr. Doton introduced a bill entitled

S. 62. An act to incorporate the Woodstock Academy of Natural Science;

Which was read the first and second time, and referred to the Committee on Education.

Mr. Dorr introduced a bill entitled

S. 63. An act fixing the salaries of Judges of the Supreme Court;

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Which was read the first and second time, and referred to the Committee on Printing.

Mr. Dorr introduced a bill entitled

S. 64. An act in relation to the naturalization of aliens;

Which was read the first and second time, and referred to the Committee on Printing.

On motion of Mr. Skinner, the Senate adjourned.

TUESDAY, OCTOBER 30, 1866.

Prayer by the Chaplain.

Journal of yesterday was read and approved.

Mr. Kellogg introduced a bill entitled

S. 65. An act to incorporate the New York, New England and Montreal Express Company;

Which was read the first and second time, and referred to the General Committee.

Mr. Taft introduced the following joint resolution, relating to the Fenian prisoners in Canada:

WHEREAS, Robert B. Lynch and Rev. John McMahon have been convicted of having participated in the Fenian invasion of Canada in June last, and sentenced by its courts to be hung on the thirteenth day of December next; and

WHEREAS, It appears that the participation of John McMahon in such invasion was a forced one, and then only that of a minister of religion, in the discharge of its holy offices; and that the participation of Robert B. Lynch was that of a newspaper reporter; and that sufficient time and assistance for a proper and full defense was not allowed the accused; and

WHEREAS, The offense of which they have been convicted, and for which they have been sentenced to be hung, was purely political; therefore,

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Resolved by the Senate and House of Representatives, That they would most respectfully urge upon the government of Canada the exercise towards the persons named, of that clemency which is eminently becoming a government in its conduct towards those who may have been convicted of purely political offenses, and the granting to them of a full, free and unconditional pardon;

Resolved, That the Governor of this State be requested to transmit to the governor general of Canada the foregoing resolution, commending the subject matter thereof to the earnest consideration of the Canadian government;

Which were read, and, on motion of Mr. Martin,

Ordered to lie, and the Secretary directed to procure the printing of eight hundred copies for the use of the General Assembly.

Mr. Taft introduced a bill entitled

S. 66. An act repealing chapter one hundred and nine of the General Statutes, entitled "Of persons claimed as fugitive slaves, and to prevent kidnpping";

Which was read the first and second time, and referred to the Committe on Printing.

Senate bill entitled

S. 16. An act in amendment of chapter twenty-four of the General Statutes, and relating to the appraisal of land taken for highways;

Which had been returned from the House, was taken up, with a proposal of amendment as follows: In section one, line four, strike out after the word "chapter," the figures "34," and insert in lieu thereof the figures *24;*

Which was agreed to.

Mr. Martin, from the Committee on Roads to whom was referred House bill entitled

H. 6. An act in amendment of an act entitled "An act to incorporate the Essex County Railroad Company," approved November 1, 1864;

Reported in favor of its passage; whereupon the bill was read the third time, and passed in concurrence.

On motion of Mr. Hendee, engrossed bill entitled

S. 24. An act relating to probate fees and salaries;

Was taken up. The question being, Shall the bill pass? it was decided in the affirmative.

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Mr. Dorr having demanded the yeas and nays, they were taken, and are follows:

Those senators who voted in the affirmative are Messrs.

Barstow,	Hendee,	Root,
Clapp,	Henry,	Sanborn,
Cochran,	Lane,	Soule,
Dale,	Reed,	Taft—13.
Doton,		

Those senators who voted in the negative are Messrs.

Dorr,	Howe,	Orcutt,
Goodhue,	Hyde,	Porter,
Harlow,	Kellogg,	Skinner,
Hill,	Martin,	Smith—12.

So the bill was passed.

A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have adopted, on their part, a joint resolution relating to the pardon of James Lynch, John McMahon, and others,

In the adoption of which the concurrence of Senate is requested.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 18. An act in addition to an act incorporating the Poultney Cemetery Association;

Reported in favor of its passage; whereupon said bill was read the third time, and passed in concurrence.

Mr. Cochran, from the Committee on Manufactures to whom was referred House bill entitled

H. 39. An act to incorporate the Bennington Water Power Company;

Reported in favor of its passage; thereupon said bill was read the third time, and passed in concurrence.

On motion of Mr. Dorr, engrossed bill entitled

S. 46. An act regulating the pay of State's attorneys;

Was taken up, considered, and, on motion of Mr. Taft, *Ordered* to lie.

On motion of Mr. Hendee, the Senate adjourned.

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AFTERNOON.

Mr. Lane, from the Committee on Education to whom was referred House bill entitled

H. 32. An act in addition to the twenty-second chapter of the General Statutes, in relation to the duties of town superintendents of schools;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Taft, from the Committee on Printing to whom were referred bills of the following titles:

S. 59. An act in addition to section seven of chapter twenty-two of the General Statutes, relating to text-books prescribed for use in the district schools of this State;

S. 63. An act fixing the salaries of the Judges of the Supreme Court;

S. 64. An act relating to the naturalization of aliens;

Reported the same, recommending the printing of three hundred and fifty copies of each of said bills; and they were severally

Ordered to lie and be printed.

Mr. Dorr, from the Committee on Education to whom were referred bills entitled

S. 57. An act to amend an act entitled "An act incorporating and establishing the Norwich University at Norwich, Windsor county";

S. 62. An act to incorporate the Woodstock Academy of Science;

Reported in favor of the passage of said bills; thereupon they were severally

Ordered to be engrossed and read the third time.

Bills of the following titles, having been printed, were taken up and referred, viz:

S. 59. An act in addition to section seven of chapter twenty-two of the General Statutes, relating to text-books prescribed for use in the district schools of this State;

To the Committee on Education.

S. 63. An act fixing the salaries of the Judges of the Supreme Court;

To the Committee on Finance.

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S. 64. An act in relation to the naturalization of aliens;
To the Committee on the Judiciary.

Mr. Doton, from the Committee on Education to whom was referred House bill entitled

H. 61. An act to incorporate the Rochester Academy;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

Mr. Martin, from the Committee on Roads to whom was referred a bill entitled

H. 82. An act to incorporate the Passumpsic River and Island Pond Railroad Company;

Reported the same, recommending that the Senate propose to the House to amend by striking out the proviso to section six;

Which was agreed to; thereupon the bill was read the third time and passed in concurrence, with a proposal of amendment.

Mr. Dale, from the Committee on the Judiciary to whom was referred a bill entitled

S. 42. An act to amend section fourteen of chapter seventy-two of the General Statutes, relative to the appointment of guardians for insane persons and spendthrifts;

Reported the same, recommending that the bill be amended in section one, lines twenty-three and twenty-four, by striking out the words, "his continuance as such guardian to depend upon the result of said appeal";

Which was agreed to, and the bill, as amended, was

Ordered to be engrossed and read the third time to-morrow afternoon.

On motion of Mr. Clapp, the vote passing engrossed bill entitled

S. 24. An act relating to probate fees and salaries;

Was reconsidered, and, on motion of Mr. Martin, said bill was

Ordered to lie.

Engrossed bills of the following titles were severally read the third time and passed:

S. 48. An act to incorporate the Vermont Manufacturing Company;

S. 54. An act to incorporate the Adams Slate and Tile Company;

S. 60. An act to amend section thirty-nine of chapter

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one hundred and twenty-six of the General Statutes, in relation to the fees of grand and petit jurors before the county court.

Engrossed bill entitled

S. 61. An act to amend section forty-four of chapter one hundred and twenty-six of the General Statutes, in relation to jailors' fees;

Was read the third time. The question being, Shall the bill pass? on motion of Mr. Hendee, it was

Ordered to lie.

On motion of Mr. Skinner, the passage of House bill entitled

H. 59. An act to incorporate the Randolph Hotel Company;

Was reconsidered. Mr. Skinner moved to propose to the House to amend said bill in section three, line three, by striking out the words, "or secured";

Which was agreed to; thereupon the bill was passed in concurrence, with a proposal of amendment.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

Mr. President: I am directed to inform the Senate that the House have considered Senate bill entitled

S. 22. An act to incorporate the Providence Orphan Asylum and Hospital at Burlington;

And have passed the same in concurrence, with proposals of amendment,

In the adoption of which the concurrence of the Senate is requested.

The House have considered Senate proposal of amendment to House bill entitled

H. 69. An act to incorporate the Plymouth Gold Mining Company;

And have adopted the amendment in concurrence.

The House have passed bills of the following titles:

H. 53. An act in relation to the qualification of voters;

H. 116. An act to incorporate the Burlington District Education Aid Society;

H. 123. An act to provide water for the State House;

In the passage of which the concurrence of the Senate is requested.

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The House have considered joint resolution from the Senate, ratifying the amendment to the Constitution of the United States,

And have adopted the same in concurrence.

They have also considered the Senate proposal of amendment to the joint resolution providing for a Joint Assembly to elect Judges of the Supreme Court,

And have concurred therein.

The following joint resolution from the House was read, and referred to the Committee on Federal Relations:

WHEREAS, James Lynch and John McMahon, citizens of the United States, have been recently convicted in a Canadian court, and sentenced to death, upon a charge that they were parties in the attack made in the month of June, A. D. 1866, at Fort Erie, in the province of Canada; and

WHEREAS, Other citizens of the United States are held for trial upon charges for similar offenses against the Canadian government; and

WHEREAS, We believe that if the lives of the persons charged and convicted, could be spared, through the humane and generous action of the Canadian government, it would do more to allay the animosity felt toward the English government by the countrymen of said Lynch and McMahon, and to secure unanimity against further aggressions, than a rigid execution of the law; therefore,

Resolved by the Senate and House of Representatives, That we, prompted by the same benevolent spirit which has moved the government and statesmen of Great Britain to apply for clemency, in behalf of their subjects under similar circumstances, to the United States Government, in no unfriendly spirit, most earnestly recommend tenderness, amnesty and forgiveness on the part of the Canadian government, towards the persons charged and convicted.

Resolved, That the Clerk of this House be instructed to forward a copy of these resolutions to the governor general of the Canadian provinces.

House bills of the following titles were severally read the first and second time, and referred, to wit:

H. 53. An act in relation to the qualification of voters; To the Committee on the Judiciary.

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H. 116. An act to incorporate the Burlington District Educational Aid Society;

To the Committee on Education.

H. 123. An act to provide water for the State House;

To the Committee on Finance.

Mr. Reed, from the Committee on the Judiciary to whom was referred a bill entitled

S. 37. An act to enable the State Treasurer to discharge certain mortgages given for banking purposes;

Reported the same, recommending that the bill be amended by striking out in section one, line six, the figures "14," and inserting in lieu thereof the figures *57;*

Which was agreed to; and the bill, as amended, was

Ordered to be engrossed and read the third time to-morrow afternoon.

On motion of Mr. Barstow, a bill entitled

S. 9. An act relating to the proceeds of public lands, and in addition to chapter ninety-seven of the General Statutes;

Was taken up. The question being, Shall the amendment proposed by the committee be adopted? it was decided in the affirmative, and the bill was

Ordered to be engrossed and read the third time.

Mr. Dale, from the Committee on the Judiciary to whom was referred a bill entitled

S. 11. An act in relation to chattel mortgages;

Reported the same, recommending a substitute bill;

Which was agreed to; whereupon the bill was read the first and second time, and

Ordered to be engrossed and read the third time on Thursday morning.

Mr. Martin, from the Committee on Manufactures to whom was referred House bill entitled

H. 103. An act to incorporate the Sudbury Marble Company;

Reported the same, recommending that the Senate propose to the House to amend the bill in section one, line nine, by inserting after the word "manner," the words, *but not to manufacture, or carry on any business inconsistent with or prohibited by the laws of this State or of the United States;*

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Which was agreed to; whereupon the bill was read the third time and passed in concurrence, with a proposal of amendment.

Mr. Root, from a select committee whom was referred a bill entitled

S. 56. An act laying a tax on the county of Bennington;

Reported the same, recommending that the blank in section one, line one, be filled by inserting the words, *three and one-half per cent;*

Which was agreed to; and the bill was

Ordered to be engrossed and read the third time.

On motion of Mr. Reed, the Senate adjourned.

WEDNESDAY, OCTOBER 31, 1866.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Dale introduced a bill entitled

S. 68. An act in relation to the election of a member of Congress from the third congressional district;

Which was read the first and second time, and on motion of Mr. Dale, rule eighteen, requiring reference to a committee, rule twenty-one, requiring twenty-four hours to intervene between the first and third reading, and rule twenty-three, requiring the engrossment of the bill;

Were severally suspended; whereupon the bill was read the third time and passed.

Mr. Porter introduced a bill entitled

S. 69. An act to amend chapter twenty, section forty-six, of the General Statutes, in relation to Commissioner of the Insane;

Which was read the first and second time, and referred to the Committee on Printing.

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The joint resolution relating to Fenian prisoners in Canada having been printed, was taken up and referred to the Committee on Federal Relations.

Mr. Orcutt introduced a bill entitled

S. 70. An act to incorporate the Northfield Slate and Tile Company;

Which was read the first and second time, and referred to the Committee on Manufactures.

Mr. Kellogg introduced the following resolution:

Resolved, That the General Committee be instructed to inquire as to the expediency of exempting from taxation the moneys of depositors in savings banks to the amount of five hundred dollars, in lieu of the amount now exempted by existing laws, and that they report by bill or otherwise;

Which was read and adopted.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to ask the Senate to return to the possession of the House of Representatives, House bill entitled

H. 123. An act to provide water for the State House.

A message was received from his Excellency, the Governor, by Mr. Gay, Secretary of Civil and Military Affairs, as follows:

MR. PRESIDENT: I am directed by the Governor to inform the Senate that he has approved and signed bills, originating in the Senate, of the following titles:

S. 3. An act to incorporate the Fairhaven Iron Works;

S. 17. An act repealing certain sections of the General Statutes, relating to the election of senators to represent this State in the Congress of the United States.

He then withdrew.

House bill entitled

H. 123. An act to provide water for the State House;

Was taken up. On motion of Mr. Dorr, the vote ordering the second reading of said bill was reconsidered, and the Secretary directed to return the bill to the House of Representatives, agreeably to their request.

Mr. Lane introduced a bill entitled

S. 71. An act in addition to section fifteen of chapter one of the General Statutes, entitled "Of elections";

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Which was read the first and second time, and referred to the Committee on Printing.

A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed by the House to inform the Senate that the Governor has informed the House that he has approved and signed bills, originating in the House, of the following titles:

H. 4. An act to incorporate the Cambridge Mount Mansfield Turnpike Road Company;

H. 5. An act to legalize the action of the selectmen of the town of Cavendish;

H. 10. An act to legalize the grand list of the town of Benson for the year 1866;

H. 13. An act to incorporate the Altimont Cornet Band;

H. 41. An act for the preservation of the records and files pertaining to the war of 1861 for the preservation of the Union.

The House have passed bills of the following titles:

H. 90. An act in amendment of an act approved October 27, 1865, entitled "An act to continue and regulate the pay of grand and petit jurors";

H. 91. An act construing section five of chapter sixty-eight of the General Statutes, in relation to estates of homestead;

In the passage of which the concurrence of the Senate is requested.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered

S. 68. An act in relation to the election of a member of Congress from the third congressional district;

And have passed the same in concurrence.

Senate bill entitled

S. 22. An act to incorporate the Providence Orphan Asylum and Hospital at Burlington;

Was taken up, having been returned from the House of Representatives, with proposals of amendment, as follows:

First, By adding to section one these words: *provided that the property which may be hereafter acquired by said*

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corporation, as aforesaid, shall be used and appropriated for the maintenance and education of the children that may be under the care of said corporation, its officers and agents, and for the support of a hospital for the sick and infirm.

Second, Also, by striking out of lines three and four of section three the words, "of Chittenden for the time being," and inserting in lieu thereof the words, *in which said child or its parent, or parents, or guardian lived.*

Third, Also, by inserting in line twenty-four, of section three, after the words "bound out," the words *but such child shall not be bound out to any person residing without this State by said corporation, or removed from the jurisdiction thereof, without the consent of said probate court, obtained on publication of notice to all persons interested for three weeks, to appear before said court, and show cause why such consent should not be given, the last publication of which notice shall be at least two weeks before the hearing of said application by said court.*

Also, by inserting after section three the following:

Sec. 4. The probate court for the district in which such child, its parents or guardian lived, as aforesaid, may, upon the application of such parent, guardian, next friend or relative, remove and release such child from the care and custody of said corporation, its officers and agents, and terminate the relation between such child and said corporation, and annul said contract of apprenticeship or service, and which may arise and be entered into under the provisions of this act, whenever it shall be made to appear to said court that it would be proper and for the interest of such child; and in that case said court may appoint a guardian for such child, as now provided by law, in case of the removal or resignation of a guardian, if such child has no father living.

Sec. 5. Said corporation shall have a clerk and treasurer, who shall reside in this State, and who shall keep their offices, papers and records, in the city of Burlington, in this State, and whose clerk shall also have the custody of its by-laws, which shall at all proper times be exhibited and shown to the parent, relative or friend of such child, his or her agent or attorney on demand; and who shall also make and give certified copies thereof when required, on reasonable compensation therefor being ten-

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dered to such clerk, or other officer of such corporation, in his absence.

Fourth, Also, by changing the number of section four of the bill to section six, and by changing the number of section five of the bill to section eight.

Fifth, Also, by inserting before the last section the following: *this act shall be under the control of the Legislature to alter, amend or repeal the same, as the public good may require.*

The several proposals of amendment were adopted in concurrence.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 49. An act to incorporate the Rutland Missionary Association;

Reported in favor of its passage; whereupon said bill was read the third time, and passed in concurrence.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 68. An act to incorporate the Hinesburgh Cornet Band;

Reported in favor of its passage; whereupon said bill was read the third time and passed in concurrence.

The hour having arrived for a Joint Assembly, the Senate repaired to the Hall of the House of Representatives.

Having returned therefrom, Mr. Cochran, from the Committee on Manufactures to whom was referred House bill entitled

H. 83. An act to incorporate the Manchester Manufacturing Company;

Reported the same, recommending that the Senate propose to the House to amend the bill in section four, line four, by striking out the words, "or secured";

Which was agreed to.

Also, in section eight, lines four and five, by striking out the words, "or other officers assenting thereto";

Which was agreed to; whereupon the bill was read the third time and passed in concurrence, with proposals of amendment.

On motion of Mr. Taft, House bill entitled

H. 9. An act in amendment of section nine, chapter twenty-two, of the General Statutes;

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Was taken from the Committee on the Judiciary, to whom it had been referred, and referred to the Committee on Education.

Mr. Barlow introduced a bill entitled

S. 72. An act to protect the rights of married women;

Which was read the first and second time, and referred to the Committee on Printing.

House bill entitled

H. 90. An act in amendment of an act, approved October 27, 1865, entitled "An act to continue and regulate the pay of grand and petit jurors";

Was read the first time. The question being, Shall the bill be read the second time? on motion of Mr. Dorr, it was

Ordered to lie.

House bill entitled

H. 91. An act construing section five of chapter sixty-eight of the General Statutes, in relation to estates of homestead;

Was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Reed introduced a bill entitled

S. 73. An act to pay Joseph P. Lamson the sum therein mentioned;

Which was read the first and second time, and referred to the Committee on Claims.

On motion of Mr. Dorr, the vote passing House bill entitled

H. 49. An act to incorporate the Rutland Missionary Association;

Was reconsidered. Mr. Dorr moved to propose to the House to amend in section five, lines two and three, by striking out the words, "December, A. D. 1866," and inserting in lieu thereof the words, *January, A. D. 1867;*

Which was agreed to; and the bill was passed in concurrence, with a proposal of amendment.

On motion of Mr. Henry, the Senate adjourned.

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AFTERNOON.

Mr. Dale, from the Committee on the Judiciary to whom was referred House bill entitled

H. 53. An act in relation to the qualification of voters;

Reported in favor of its passage; whereupon the bill was *Ordered* to be read the third time on Friday morning next.

House bill entitled

H. 32. An act in addition to the twenty-second chapter of the General Statutes, in relation to the duties of town superintendents of common schools;

Was read the third time and passed in concurrence.

Engrossed bill entitled

S. 37. An act to enable the State Treasurer to discharge certain mortgages given for banking purposes;

Was read the third time and passed.

Mr. Orcutt, from the Committee on Printing to whom were referred bills entitled

S. 66. An act repealing chapter one hundred and nine of the General Statutes, entitled "Of persons claimed as fugitive slaves, and to prevent kidnapping";

S. 69. An act to amend chapter twenty, section forty-six, of the General Statutes, in relation to the Commissioner of the Insane;

S. 71. An act in addition to section fifteen of chapter one of the General Statutes, entitled "Of elections";

S. 72. An act to protect the rights of married women;

Reported the same, recommending the printing of three hundred and fifty copies of each of said bills; and they were severally

Ordered to lie and be printed.

Mr. Lane, from the Committee on Education to whom was referred House bill entitled

H. 116. An act to incorporate the Burlington District Educational Aid Society;

Reported in favor of its passage; whereupon said bill was read the third time and passed in concurrence.

Mr. Reed, from the Committee on the Judiciary to whom was referred a bill entitled

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S. 50. An act in addition to chapter sixteen of the General Statutes, relating to village corporations;

Reported in favor of its passage; whereupon said bill was *Ordered* to be engrossed and read the third time to-morrow afternoon.

Mr. Hendee, from the Committee on Claims to whom was referred a bill entitled

S. 30. An act to pay Thomas E. Powers the balance due him for superintending the reconstruction of the State House;

Reported adversely to its passage; whereupon the engrossment and third reading of said bill was refused.

On motion of Mr. Martin, engrossed bill entitled

S. 24. An act relating to probate fees and salaries;

Was taken up. Mr. Martin moved that the bill be committed to a senator with instructions to amend by striking out the second section.

On motion of Mr. Taft, the bill and pending amendment were

Ordered to lie.

A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

Mr. President: I am directed to inform the Senate that the House have considered Senate bills entitled

S. 5. An act relating to the rights and liabilities of husband and wife;

S. 20. An act to incorporate the Neshobee Marble Company;

S. 31. An act to incorporate the King Farm Slate Company;

S. 35. An act to incorporate the Vermont and Boston Slate Company;

S. 52. An act to incorporate the Lake Bombazine Slate and Marble Company;

And have passed the same in concurrence.

The House have passed bills of the following titles:

H. 102. An act in addition to chapter one hundred and twelve of the General Statutes, relating to offenses against the lives and persons of individuals;

H. 154. An act instructing the Committee to make up the Grand List to correct the list of the county of Washington for the year 1865, and for other purposes;

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In the passage of which the concurrence of the Senate is requested.

Mr. Skinner, from the General Committee to whom was referred a bill entitled

S. 44. An act to amend an act entitled, "An act to incorporate the city of Burlington," approved November 22, 1864;

Reported in favor of its passage; whereupon said bill was *Ordered* to be engrossed and read the third time.

The President laid before the Senate a communication from the Auditor of Accounts, relative to the final settlements of the late State Treasurer;

Which was read.

(For Communication see Appendix.)

A message was received from his Excellency, the Governor, by Mr. Gay, Secretary of Civil and Military Affairs, as follows:

MR. PRESIDENT: I am directed by the Governor to inform the Senate that he has approved and signed a bill, originating in the Senate, of the following title, viz:

S. 68. An act in relation to the election of a member of Congress from the third congressional district.

He then withdrew.

House bills of the following titles were severally read the first and second time, and referred, viz:

H. 102. An act in addition to chapter one hundred and twelve of the General Statutes, relating to offenses against the lives and persons of individuals;

To the Committee on the Judiciary.

H. 154. An act instructing the Committee to make up the Grand List to correct the list of the county of Washington for the year 1865, and for other purposes;

To the Committee on Finance.

SENATE CHAMBER, October 31, 1866.

To the Honorable Senate now in session:

The Committee on Bills respectfully report that they have presented to the Governor, (October 30,) the following bills for his approval:

S. 3. An act to incorporate the Fairhaven Iron Works;

S. 17. An act repealing certain sections of the General Statutes, relating to the election of senators to represent this State in Congress;

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And on the 31st day of October they presented a bill entitled

S. 61. An act in relation to the election of a member of Congress from the third congressional district.

HOSEA DOTON, for Committee.

On motion of Mr. Orcutt, the Senate adjourned.

THURSDAY, NOVEMBER 1, 1866.

Prayer by the Chaplain.

Journal of yesterday read and approved.

On motion of Mr. Dale, House bill entitled

H. 3. An act to legalize the grand list of the town of Hardwick for the year 1864;

Was taken up, and recommitted to the General Committee.

Mr. Dorr introduced a bill entitled

S. 74. An act in amendment of section seven, chapter twenty-two, of the General Statutes, relating to common schools and school laws, providing for a uniform system of school books;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Dorr introduced a bill entitled

S. 75. An act to amend an act entitled "An act to amend an act to incorporate the Village of Rutland, approved November 15, 1847," approved November 9, 1865;

Which was read the first and second time, and referred to the General Committee.

Bills of the following titles, having been printed, were taken up and referred, to wit:

S. 69. An act to amend chapter twenty, section forty-six, of the General Statutes, in relation to the Commissioner of the Insane;

To the Committee on Finance.

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S. 71. An act in addition to section fifteen of chapter one of the General Statutes, entitled "Of elections";

S. 72. An act to protect the rights of married women;

To the Committee on the Judiciary.

Engrossed bills of the following titles were severally read the third time and passed:

S. 9. An act relating to the proceeds of public lands, in addition to chapter ninety-seven of the General Statutes;

S. 42. An act to amend section fourteen of chapter seventy-two of the General Statutes, relating to the appointment of guardians of insane persons and spendthrifts;

S. 56. An act laying a tax on the county of Bennington;

S. 57. An act to amend an act entitled "An act incorporating and establishing the Norwich University at Norwich, in Windsor county";

S. 62. An act to incorporate the Woodstock Academy of Natural Science;

S. 67. An act in relation to chattel mortgages.

Mr. Kellogg, from the Joint Committee under the Fourth Joint Rule to whom was referred the Report of the Trustees of the State Library;

Reported the same, recommending that said report be referred to the Joint Committee on the Library, and it was so ordered.

Mr. Hendee, from the Committee on Claims to whom was referred a bill entitled

S. 25. An act to pay John Lonergan the sum therein named;

Reported the same without an expression of opinion.

Mr. Taft moved that the bill be re-committed to the Committee on Claims, with instructions to fill the blank in said bill with a sum equal to half pay of a captain in the United States service, from the 18th day of June, 1861, to the 9th day of September, 1862, and to so amend the bill as to provide that it be in full for all claims for such services;

Which was agreed to.

Mr. Hyde, from the Committee on Finance whom was referred House bill entitled

H. 154. An act instructing the Committee to make up the Grand List to correct the list of the county of Washington for the year 1865, and for other purposes;

Reported in favor of its passage; whereupon said bill was read the third time and passed in concurrence.

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On motion of Mr. Goodhue, engrossed bill entitled

S. 58. An act in aid of drafted men;

Was taken up. The question being, Shall the bill pass? it was decided in the negative—yeas 11, nays 17.

Mr. Goodhue having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Baker,	Henry,	Root,
Clapp,	Hill,	Skinner,
Cochran,	Lane,	Taft—11.
Dale,	Reed,	

Those senators who voted in the negative are Messrs.

Barlow,	Harlow,	Orcutt,
Barrett,	Hendee,	Porter,
Barstow,	Howe,	Sanborn,
Dorr,	Ide,	Smith,
Doton,	Kellogg,	Soule—17.
Goodhue,	Martin,	

So the Senate refused to pass the bill.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

Mr. President: I am directed to inform the Senate that the House have considered Senate proposal of amendment to House bill entitled

H. 82. An act to incorporate the Passumpsic River and Island Pond Railroad Company;

And have concurred therein.

The House have considered Senate bill entitled

S. 34. An act to incorporate the Brattleboro Melodeon Company;

And have passed the same in concurrence.

The House have adopted a joint resolution, authorizing the Governor to commission Albert D. Hager, State Geologist of Vermont, to attend the Universal Exposition of Paris;

In the adoption of which the concurrence of the Senate is requested.

The House have adopted a joint resolution for the election of a brigadier general of militia;

In the adoption of which the concurrence of the Senate is requested.

The House have passed bills of the following titles:

H. 36. An act laying a tax on Orange county;

H. 56. An act to incorporate the Weathersfield and Claremont Railroad Company;

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H. 57. An act to incorporate the Morgan Academy;

H. 71. An act to extend an act to authorize the removal of obstructions from Passumpsic River;

H. 73. An act to legalize the vote of the town meeting of Shoreham, relative to bounties, held March 7, 1865;

H. 94. An act to legalize the grand list of the town of Woodbury for the year 1866;

H. 105. An act to incorporate the American Marble Company;

H. 106. An act to legalize the grand lists of the town of Morgan for the years 1865 and 1866;

H. 113. An act in amendment of section one of an act entitled "An act to incorporate the Newbury Medicinal Spring Company," approved November 11, 1862;

H. 119. An act to amend an act entitled "An act to amend an act to incorporate the Village of Rutland, approved November 9, 1865";

H. 130. An act to legalize the grand list of the town of Sunderland;

H. 131. An act to incorporate the Weston Boot and Shoe Manufacturing Company;

H. 139. An act to authorize the listers of the town of Fletcher to correct the list of said town for the year 1866, and to legalize the taxes assessed on the list of said town for the years 1865 and 1866;

H. 141. An act to incorporate the Cambridgeport Quarrying and Manufacturing Company;

H. 142. An act to incorporate the Weston Hotel Company;

In the passage of which the concurrence of the Senate is requested.

On motion of Mr. Taft, Senate bill entitled

S. 24. An act relating to probate fees and salaries;

Was taken up, the question being on the adoption of the pending amendment offered by Mr. Martin;

Which was agreed to.

The question being, Shall the bill pass? it was decided in the affirmative—yeas 18, nays 9.

Mr. Hendee having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Baker,	Barstow,	Cochran,
Barlow,	Clapp,	Dale,

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Doton,	Lane,	Sanborn,
Hendee,	Porter,	Smith,
Henry,	Reed,	Soule,
Ide,	Root,	Taft—18.

Those senators who voted in the negative are Messrs.

Barrett,	Harlow,	Martin,
Dorr,	Hill,	Orcutt,
Goodhue,	Kellogg,	Skinner—9.

So the bill passed.

Mr. Taft offered the following joint resolution:

Resolved by the Senate and House of Representatives, That when the two Houses adjourn on Friday afternoon next, it be to meet on Tuesday afternoon next at four o'clock;

Which was read, and, on motion of Mr. Barstow, was *Ordered* to lie.

On motion of Mr. Goodhue, the Senate adjourned.

AFTERNOON.

On motion of Mr. Barstow, joint resolution relating to adjournment until Tuesday next, was taken up and adopted on the part of the Senate.

A joint resolution from the House of Representatives:

Resolved by the Senate and House of Representatives, That both Houses meet in Joint Assembly, Friday, November 2d, at half past two o'clock, P. M., to elect a brigadier general, for the first brigade Vermont militia;

Which was read.

Mr. Taft moved to propose to the House to strike out the words "Tuesday, November 2d," and insert in lieu thereof the words, *Wednesday next;*

Which was agreed to, and the resolution adopted on the part of the Senate, with proposal of amendment.

A joint resolution from the House of Representatives as follows:

Resolved by the Senate and House of Representatives, That the Governor be requested and empowered to constitute the State Geologist of Vermont, Albert D. Hager, A. M., of Proctorsville, a commissioner to attend the Universal Ex-

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positon of Paris the ensuing year, in behalf of and for the State of Vermont;

Which was read and adopted on the part of the Senate.

House bills of the following titles were severally read the first and second time, and referred, to wit:

H. 36. An act laying a tax on the county of Orange;

To the senators from Orange county.

H. 56. An act to incorporate the Weathersfield and Claremont Railroad Company;

H. 71. An act to extend an act to authorize the removal of obstructions from the Passumpsic River;

To the Committee on Roads.

H. 57. An act to incorporate the Morgan Academy;

H. 119. An act to amend an act entitled "An act to amend an act to incorporate the village of Rutland, approved November 9, 1865";

To the Committee on Education.

H. 73. An act to legalize the vote of the town meeting of Shoreham, relative to bounties, held March 7th, 1865;

H. 94. An act to legalize the grand list of the town of Woodbury for the year 1866;

H. 106. An act to legalize the grand list of the town of Morgan for the years 1865 and 1866;

H. 130. An act to legalize the grand list of the town of Sunderland;

H. 139. An act to authorize the listers of the town of Fletcher to correct the list of said town for the year 1866, and to legalize the taxes assessed on the list of said town for the years 1865 and 1866;

To the Committee on the Judiciary.

H. 105. An act to incorporate the American Marble Company;

H. 131. An act to incorporate the Weston Boot and Shoe Manufacturing Company;

H. 141. An act to incorporate the Cambridgeport Quarrying and Manufacturing Company;

To the Committee on Manufactures.

H. 142. An act to incorporate the Weston Hotel Company;

To the General Committee.

A message was received from the House of Representatives, by Mr. Clarke, their Assistant Clerk, as follows:

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MR. PRESIDENT: I am directed to inform the Senate that the House have considered Senate joint resolution relative to adjournment,

And have adopted the same in concurrence.

Mr. Kellogg, from the Committee on Finance to whom was referred a bill entitled

S. 49. An act in amendment of section twelve of chapter one hundred and twenty-six of the General Statutes, and raising the salary of the judge of probate for the district of Washington;

Reported adversely to the passage of the bill.

The question being, Shall the bill be engrossed and read the third time? on motion of Mr. Reed, it was

Ordered to lie.

Mr. Hendee, from the Committee on Claims to whom was re-committed a bill entitled

S. 24. An act to pay John Lonergan the sum therein mentioned;

Reported the same, recommending that the blank in said bill be filled with the words *seven hundred and four;*

Which was agreed to.

Also to add a section as follows:

Sec. 2. The payment of said sum shall be in full settlement of said Lonergan's claim against the State of Vermont, and the Auditor is directed to require of said John Lonergan a receipt in full of all claims against the State, at the time of executing the order mentioned in the first section of this bill;

Which was agreed to, and the bill, as amended, was

Ordered to be engrossed and read the third time.

A bill entitled

S. 66. An act repealing chapter one hundred and nine of the General Statutes, entitled "Of persons claimed as fugitive slaves, and to prevent kidnapping";

Was taken up, having been printed, and referred to the Committee on Federal Relations.

Mr. Kellogg, from the Joint Committee under the Fourth Joint Rule to whom was referred the report of the Adjutant and Inspector General;

Reported, recommending that it be referred to the Committee on Military Affairs, and it was so referred.

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A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the Governor has informed the House that he has approved and signed bills, originating in the House, of the following titles:

H. 15. An act in amendment of section fourteen, chapter twenty-two, of the General Statutes, relating to the time of examining teachers of common schools;

H. 34. An act to amend an act entitled "An act to protect fish in Otter Creek," approved November 9, 1865;

H. 43. An act to protect fish in Hall's Pond;

H. 47. An act for the preservation of fish in Hinesburgh Pond;

H. 66. An act to incorporate the Fairhaven Slate and Marble Company;

H. 87. An act granting a ferry to Moses Knowlton.

The House have considered Senate proposals of amendment to House bills of the following titles:

H. 17. An act to incorporate the Peru Boot and Shoe Company;

H. 49. An act to incorporate the Rutland Missionary Association;

H. 59. An act to incorporate the Randolph Hotel Company;

H. 79. An act laying a tax on the county of Grand Isle;

H. 83. An act to incorporate the Manchester Manufacturing Company;

H. 103. An act to incorporate the Sudbury Marble Company;

And have concurred therein.

The House have passed bills of the following titles:

H. 100. An act in addition to section twenty-five of chapter thirty-three of the General Statutes of Vermont, relating to the attachment of property by copy;

H. 117. An act in amendment of sections two and three of chapter seventeen of the General Statutes, relating to registry and returns of births, marriages and deaths;

H. 121. An act for the relief of Charles W. Bickford;

H. 148. An act to incorporate the Powers Marble Company;

H. 151. An act to incorporate the Leicester Marble Company;

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In the passage of which the concurrence of the Senate is requested.

The House have considered Senate bill entitled

S. 4. An act to amend sections eighteen and twenty-six of chapter eighty-four of the General Statutes, in relation to the redemption of lands sold for taxes;

And have passed the same in concurrence.

The House have considered Senate proposal of amendment to joint resolution from the House for the election of a brigadier general of militia;

And have adopted the amendment in concurrence.

Engrossed bill entitled

S. 44. An act to amend an act entitled, "An act to incorporate the city of Burlington," approved November 22, 1864;

Was read the third time. The question being, Shall the bill pass? Mr. Taft moved that it be committed to a senator with instructions to amend,

First, In section one, line fifteen, to strike out the words "in towns";

Which was agreed to.

Second, To strike out section four, and substitute in place thereof the following:

Sec. 4. This act shall take effect on the first day of April, A. D. 1867, except the proposed section numbered thirty-eight, which shall take effect from its passage;

Which was agreed to.

The President *pro tempore* designated Mr. Taft as the senator to whom the bill should be committed for amendment.

Mr. Taft, the senator to whom was committed engrossed bill entitled

S. 44. An act to amend an act entitled "An act to incorporate the city of Burlington," approved November 22, 1864;

Reported the bill, amended, agreeably to the instructions of the Senate; thereupon the bill, as amended, was passed.

Engrossed bill entitled

S. 50. An act in addition to chapter sixteen of the General Statutes, relating to village corporations;

Was read the third time and passed.

Mr. Taft, from the Committee on the Judiciary to whom was referred a bill entitled

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S. 33. An act to legalize the vote of the town of Plainfield, dividing school district number one, in Plainfield, into two districts;

Reported adversely to its passage; whereupon the engrossment and third reading of said bill was refused.

Mr. Goodhue, from the Committee on Manufactures to whom was referred a bill entitled

S. 70. An act to incorporate the Northfield Slate and Tile Company;

Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Reed, from the Committee on the Judiciary to whom was referred House bill entitled

H. 23. An act in amendment of sections thirty-three and thirty-five of chapter seventy-two of the General Statutes;

Reported in favor of its passage; thereupon said bill was *Ordered* to be read the third time on Friday afternoon next.

Mr. Reed, from the Committee to whom was referred House bill entitled

H. 102. An act in addition to chapter one hundred and twelve of the General Statutes, relating to offenses against the lives and persons of individuals;

Reported in favor of its passage; thereupon the bill was *Ordered* to be read the third time on Wednesday afternoon next.

Mr. Howe introduced a bill entitled

S. 76. An act to incorporate the Brandon Reservoir Company;

Which was read the first and second time, and referred to the General Committee.

Mr. Doton, from the Committee on Education to whom was referred House bill entitled

H. 9. An act in amendment of section nine, chapter twenty-two, of the General Statutes;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

House bills of the following titles were severally read the first and second time, and referred, viz:

H. 100. An act in addition to section twenty-five of chapter thirty-three of the General Statutes, relating to the attachment of property by copy;

To the Committee on the Judiciary.

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H. 121. An act for the relief of Charles W. Bickford;

To the Committee on Claims.

H. 148. An act to incorporate the Powers Marble Company;

H. 151. An act to incorporate the Leicester Marble Company;

To the Committee on Manufactures.

Mr. Skinner, from the General Committee to whom was referred a bill entitled

S. 43. An act to survey and establish the boundary line between the towns of Belvidere and Bakersfield;

Reported the same, recommending that the blank in section one be filled by inserting the names of Leverett B. Englesby of Burlington, and Roderick Richardson and Nelson A. Chase of Montpelier. Also in section one, line six, by inserting after the word "Bakersfield," the words, *and Avery's gore;*

Which were agreed to, and the bill, as amended, was *Ordered* to be engrossed and read the third time.

Mr. Taft, from the Committee on the Judiciary to whom was referred House bill entitled

H. 58. An act to amend sections one and seven of an act incorporating the first school district in Rockingham, for the purpose therein named;

Reported in favor of its passage; whereupon said bill was read the third time, and passed in concurrence.

On motion of Mr. Howe, the Senate adjourned.

FRIDAY, NOVEMBER 2, 1866.

Prayer by the Chaplain.

Journal of yesterday was read, corrected and approved.

Mr. Dorr introduced a bill entitled

S. 77. An act to pay certain State officers;

Which was read the first and second time, and referred to the Committee on Finance.

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House bill entitled

H. 117. An act in amendment of sections two and three of chapter seventeen of the General Statutes, relating to the registry and returns of births, deaths and marriages;

Was read the first and second time, and referred to the General Committee.

Mr. Hyde, from the Committee on Finance to whom were referred bills entitled

S. 63. An act fixing the salaries of Judges of the Supreme Court;

S. 69. An act to amend chapter twenty, section forty-six, of the General Statutes, in relation to the Commissioner of the Insane;

Reported in favor of their passage; thereupon they were severally

Ordered to be engrossed and read the third time.

Mr. Reed, from the Committee on the Judiciary to whom was referred a bill entitled

S. 51. An act amending section forty-four of chapter seventy of the General Statutes, relating to proceedings in divorce cases;

Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time on Wednesday morning next.

On motion of Mr. Henry, the Senate adjourned.

AFTERNOON.

No quorum being present, on motion of Mr. Lane, the Senate adjourned.

TUESDAY, NOVEMBER 6, 1866, 4 P. M.

No quorum being present, on motion of Mr. Martin, the Senate adjourned.

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WEDNESDAY, NOVEMBER 7, 1866.

Prayer by the Chaplain.

Journals of Friday and Monday read and approved.

Mr. Root introduced a bill entitled

S. 78. An act amending "An act to incorporate the Vermont State Agricultural Society," approved November 18, 1866;

Which was read the first and second time, and referred to the Committee on Agriculture.

Mr. Dorr introduced a bill entitled

S. 79. An act to enable certain towns to establish central schools;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Cochran introduced a bill entitled

S. 80. An act to provide for the repair of highways;

Which was read the first and second time, and referred to the Committee on Printing.

A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have adopted, on their part, a joint resolution relating to the receipt of property captured by Lieut. Colonel Bennett and the First Vermont Cavalry,

In the adoption of which the concurrence of the Senate is requested.

The House have passed bills of the following titles:

H. 75. An act in amendment of section sixteen of chapter eighty-three of the General Statutes, entitled "Grand list";

H. 171. An act to incorporate the Vermont State Eclectic Medical Society;

In the passage of which the concurrence of the Senate is requested.

The House have considered Senate bill entitled

S. 60. An act to amend section thirty-nine of chapter one hundred and twenty-six of the General Statutes, in re-

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lation to the fees of grand and petit jurors before the county court;

And have passed the same in concurrence.

The House have considered Senate bill entitled

S. 14. An act relating to the statistics of divorce;

And have passed the same in concurrence, with a proposal of amendment,

In the adoption of which the concurrence of the Senate is requested.

A bill entitled

S. 74. An act in amendment of section seven, chapter twenty-two, of the General Statutes, relating to common schools and school laws, and providing for a uniform system of school books;

Having been printed, was taken up and referred to the Committee on Education.

Engrossed bill entitled

S. 14. An act relating to the statistics of divorce;

Was taken up, having been returned from the House of Representatives with the following proposal of amendment: to add to section one, the words, *for the preceding year;*

Which was agreed to.

House bills of the following titles were severally read the first and second time, and referred, viz:

H. 75. An act in amendment of section sixteen, chapter eighty-three, of the General Statutes, entitled "Grand list";

To the Committee on the Judiciary.

H. 171. An act to incorporate the Vermont State Eclectic Medical Society;

To the Committee on Education.

A joint resolution from the House of Representatives:

WHEREAS, By a joint resolution adopted at the annual session of the Legislature of 1864, the Secretary of State was directed to request of Colonel Wells of the First Vermont Cavalry to furnish the receipt given for the property captured by said regiment, at the battle of Cedar Creek, October 19th, 1864; and, whereas, it appearing that Colonel Wells was in command of the Second Brigade, Third Cavalry Division, at that battle; therefore,

Resolved by the Senate and House of Representatives, That the Secretary of State be directed to request Lieutenant Colonel John W. Bennett, commanding the First Vermont

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Cavalry at the time, to furnish the original receipt given for property captured by said regiment at the battle of Cedar Creek, October 19th, 1864, for preservation with the archives of the State;

Which was read and adopted in concurrence.

Engrossed bill entitled

S. 43. An act to survey and establish the boundary line between the towns of Belvidere and Bakersfield;

Was read the third time, and on motion of Mr. Hendee, *Ordered* to lie.

Engrossed bills of the following titles were severally read the third time and passed:

S. 25. An act to pay John Lonergan the sum therein named;

S. 51. An act amending section forty-four, chapter seventy, of the General Statutes, relating to proceedings in divorce cases;

S. 63. An act fixing the salaries of the Judges of the Supreme Court;

S. 69. An act to amend chapter twenty, section forty-six, of the General Statutes, in relation to the Commissioner of the Insane;

S. 70. An act to incorporate the Northfield Slate and Tile Company.

Mr. Martin, from the select committee to whom was referred a bill entitled

S. 15. An act fixing the time of holding county court in the county of Orange, and amending section twenty-six of chapter thirty of the General Statutes;

Reported the same, recommending the passage of a substitute bill, as follows:

S. 81. An act fixing the time of holding the county court in the county of Orange, and in alteration of section twenty-six of chapter thirty of the General Statutes.

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. After the next stated term of the Orange county court, to be held on the second Tuesday in January, A. D. 1867, the stated terms of the county court, in and for the county of Orange, shall be held on the first Tuesday in June and the first Tuesday in December, in each year, including the year A. D. 1867.

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Sec. 2. This act shall take effect from its passage.

Which was agreed to; thereupon said substitute bill was read the first and second time, and

Ordered to be engrossed, and read the third time to-morrow morning.

A message was received from his Excellency, the Governor, by Mr. Gay, Secretary of Civil and Military Affairs, as follows:

Mr. President: I am directed by the Governor to inform the Senate that he has approved and signed bills originating in the Senate, of the following titles:

S. 5. An act relating to the rights and liabilities of husband and wife;

S. 20. An act to incorporate the Neshobee Marble Company;

S. 31. An act to incorporate the King Farm Slate and Tile Company;

S. 35. An act to incorporate the Vermont and Boston Slate Company;

S. 52. An act to incorporate the Lake Bombazine Slate and Marble Company.

House bills of the following titles were severally read the third time, and passed in concurrence:

H. 23. An act in amendment of sections thirty-three and thirty-five of chapter seventy-two of the General Statutes;

H. 53. An act in relation to the qualifications of voters;

H. 102. An act in addition to chapter one hundred and twelve of the General Statutes, relating to offenses against the lives and persons of individuals.

Mr. Cochran, from the Committee on Manufactures to whom was referred House bill entitled

H. 151. An act to incorporate the Leicester Marble Company;

Reported the same, recommending its passage; whereupon the bill was read the third time, and passed in concurrence.

Mr. Martin, from the Committee on Manufactures to whom was referred House bill entitled

H. 141. An act to incorporate the Cambridgeport Quarrying and Manufacturing Company;

Reported the same, recommending that the Senate propose to the House to amend by striking out the words, "to an

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amount equal to the amount of stock owned by them," in the last line of section two;

Which was agreed to; whereupon said bill was read the third time and passed in concurrence, with a proposal of amendment.

Mr. Martin from the select committee to whom was referred House bill entitled

H. 36. An act laying a tax on the county of Orange;

Reported the same, recommending that the Senate propose to the House to amend section one by adding at the end of line one the words, *on the dollar;*

Which was agreed to; thereupon the bill was read the third time and passed in concurrence, with a proposal of amendment.

Mr. Cochran, from the Committee on Manufactures to whom was referred House bill entitled

H. 148. An act to incorporate the Powers Marble Company;

Reported in favor of its passage; whereupon said bill was read the third time and passed in concurrence.

The President announced as the committee, on the part of the Senate, on final adjournment,

Senator Hyde of Rutland,
" Martin of Orange.

Mr. Porter, from the Committee on Bills, submitted the following report:

SENATE CHAMBER,
Montpelier, November 2, 1866.

To the Senate now in session:

The Committee on Bills respectfully report that they have this day presented to the Governor the following named bills, originating in the Senate, for his approval and signature, to wit:

S. 5. An act relating to the rights and liabilities of husband and wife;

S. 20. An act to incorporate the Neshobee Marble Company;

S. 31. An act to incorporate the King Farm Slate Company;

S. 35. An act to incorporate the Vermont and Boston Slate Company;

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S. 52. An act to incorporate the Lake Bombazine Slate and Marble Company.

MARCUS O. PORTER, for Committee.

On motion of Mr. Kellogg, the Senate adjourned.

AFTERNOON.

Mr. Orcutt, from the Committee on Printing to whom were referred bills entitled

S. 79. An act to enable certain towns to establish central schools;

S. 80. An act to provide for the repairs of highways;

Reported the same, recommending the printing of three hundred and fifty copies of each of said bills; and they were thereupon severally

Ordered to lie and be printed.

Mr. Doton, from the Committee on Education to whom was referred House bill entitled

H. 57. An act to incorporate the Morgan Academy;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Howe, from the Committee on Claims to whom was was referred House bill entitled

H. 121. An act for the relief of Charles W. Bickford;

Reported in favor of its passage; thereupon the bill was read the third time, and passed in concurrence.

Mr. Dale, from the Committee on the Judiciary to whom was referred a bill entitled

S. 72. An act to protect the rights of married women;

Reported in favor of its passage; whereupon the bill was

Ordered to be engrossed and read the third time to-morrow afternoon.

Mr. Dorr, from the Committee on Education to whom was referred House bill entitled

H. 119. An act to amend an act entitled "An act to amend an act to incorporate the village of Rutland, approved November 9, 1865";

Reported in favor of its passage; thereupon the bill was read the third time, and passed in concurrence.

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A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the Governor has informed the House that he has approved and signed bills, originating in the House of the following titles:

H. 6. An act in amendment of an act entitled "An act to incorporate the Essex County Railroad Company," approved November 1, 1864;

H. 17. An act to incorporate the Peru Boot and Shoe Company;

H. 18. An act in addition to an act incorporating the Poultney Cemetery Association;

H. 32. An act in addition to the twenty-second chapter of the General Statutes, in relation to the duties of town superintendents of common schools;

H. 39. An act to incorporate the Bennington Water Power Company;

H. 49. An act to incorporate the Rutland Missionary Association;

H. 59. An act to incorporate the Randolph Hotel Company;

H. 61. An act to incorporate the Rochester Academy;

H. 68. An act to incorporate the Hinesburgh Cornet Band;

H. 69. An act to incorporate the Plymouth Gold Mining Company;

H. 79. An act laying a tax on the county of Grand Isle;

H. 82. An act to incorporate the Passumpsic River and Island Pond Railroad Company;

H. 83. An act to incorporate the Manchester Manufacturing Company;

H. 103. An act to incorporate the Sudbury Marble Company;

H. 116. An act to incorporate the Burlington District Educational Aid Society.

The House have passed bills of the following titles:

H. 98. An act in addition to chapter seventy of the General Statutes, relating to divorce;

H. 134. An act regulating the fees of persons acting under the authority of the probate court, and in amendment of section fifty of chapter one hundred and twenty-six of the General Statutes;

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H. 144. An act in relation to the powers and duties of high bailiffs;

H. 145. An act to authorize the town of Sharon to purchase the water privilege and dam across White river, or aid in completing the dam;

In the passage of which the concurrence of the Senate is requested.

House bills of the following titles were severally read the first and second time, and referred, viz:

H. 98. An act in addition to chapter seventy of the General Statutes, relating to divorce;

H. 134. An act regulating the fees of persons acting under the authority of the probate court, and in amendment of section fifty of chapter one hundred and twenty-six of the General Statutes;

H. 144. An act in relation to powers and duties of high bailiffs;

H. 145. An act to authorize the town of Sharon to purchase the water privilege and dam across White River, or aid in completing the dam;

To the Committee on the Judiciary.

The hour having arrived for a meeting of the Joint Assembly, the Senate repaired to the Hall of the House of Representatives.

Having returned therefrom, on motion of Mr. Hendee, engrossed bill entitled

S. 43. An act to survey and establish the boundary line between the towns of Belvidere and Bakersfield;

Was taken up. The question being, Shall the bill pass? it was decided in the affirmative.

So the bill passed.

Mr. Cochran, from the Committee on Manufactures to whom were referred House bills entitled

H. 131. An act to incorporate the Weston Boot and Shoe Manufacturing Company;

H. 105. An act to incorporate the American Marble Company;

Reported in favor of their passage; thereupon they were severally read the third time, and passed in concurrence.

Mr. Orcutt moved that the Senate adjourn; which was disagreed to.

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Mr. Porter moved that the Senate adjourn; which was disagreed to.

On motion of Mr. Smith, the Senate adjourned.

THURSDAY, NOVEMBER 8, 1866.

Prayer by the Chaplain.

Journal of yesterday was read and approved.

Mr. Goodhue presented the remonstrance of John A. Farnsworth, C. S. Lake, and seventy-two others, residents of Saxton's River, in the town of Rockingham, against any change in the boundary lines of Windham county;

Which was referred to the special committee on the county of Union.

Mr. Reed introduced a bill entitled

S. 82. An act in amendment of section one of chapter twenty-two of the General Statutes, and relating to the Board of Education;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Dale introduced a bill entitled

S. 83. An act relating to the statute of limitation, and in amendment of chapter sixty-three of the General Statutes;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Cochran introduced a bill entitled

S. 84. An act to incorporate the Eolian Hotel Company;

Which was read the first and second time, and referred to the General Committee.

Mr. Goodhue presented the remonstrance of Ira Goodhue, John Colby, and fifty others, residents of the town of Westminster, against any change in the boundary of Windham;

Which was referred to the special committee on the new county of Union.

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Mr. Dorr introduced a bill entitled

S. 85. An act to incorporate the Union Hook and Ladder Company No. 1, at Rutland;

Which was read the first and second time, and referred to the General Committee.

Mr. Hendee introduced a bill entitled

S. 86. An act relating to the collection and payment of town taxes;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Cochran introduced a bill entitled

S. 87. An act to incorporate the East Dorset Cemetery Association;

Which was read the first and second time, and referred to the General Committee.

Mr. Reed, from the Committee on the Judiciary to whom was referred House bill entitled

H. 139. An act to authorize the listers of the town of Fletcher to correct the list of said town for the year 1866, and to legalize the taxes assessed on the list of said town for the years 1865 and 1866;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Bills of the following titles, having been printed, were taken up and referred, to wit:

S. 79. An act to enable certain towns to establish central schools;

To the Committee on Education.

S. 80. An act to provide for the repairs of highways;

To the Committee on Roads.

Engrossed bill entitled

S. 81. An act fixing the time for holding the county court in the county of Orange, and in alteration of section twenty-six, chapter thirty, of the General Statutes;

Was read the third time and passed.

Mr. Dale, from the select committee on the times and places of holding the courts;

Reported, recommending the passage of an accompanying bill entitled

S. 88. An act relating to the times of holding the Supreme Court in the county of Windsor, and in amendment of section seven of chapter thirty of the General Statutes;

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Which was read the first and second time, and
Ordered to be engrossed and read the third time.

Mr. Reed, from the Committee on the Judiciary to whom was referred House bill entitled

H. 77. An act to legalize the grand list of the town of Chittenden for the year 1866;

Reported the same, recommending that the Senate propose to the House to amend the bill by striking out the first section, and substituting the following:

The grand list of the town of Chittenden for the year one thousand eight hundred and sixty-six, as made by the listers of said town, and all taxes that have been or may be assessed thereon, are hereby made equally legal and valid, as though the listers had complied with the provisions of section twenty-seven of chapter eighty-three of the General Statutes;

Which was agreed to; thereupon the bill was read the third time and passed in concurrence, with a proposal of amendment.

Mr. Reed, from the Committee on the Judiciary to whom was referred House bill entitled

H. 91. An act construing section five of chapter sixty-eight of the General Statutes, in relation to estates of homestead;

Reported in favor of its passage; thereupon the bill was read the third time, and passed in concurrence.

Mr. Taft introduced a bill entitled

S. 89. An act ceding to the United States the exclusive jurisdiction over sites for custom-houses;

Which was read the first and second time, and referred to the Committee on Printing.

On motion of Mr. Clapp, the Senate adjourned.

AFTERNOON.

On motion of Mr. Martin a bill entitled

S. 88. An act relating to the times of holding the Supreme Court in the county of Windsor, and in amendment of section seven of chapter thirty of the General Statutes;

Was reconsidered.

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Mr. Martin moved to amend by adding thereto a section, as follows:

Section 2. All suits, motions, bills of exceptions, or processes, pending in or returnable to said court, shall be returned to, heard and tried in said court at the term commencing as provided in the first section of this act;

Which was agreed to; whereupon said bill was

Ordered to engrossed and read the third time to-morrow morning.

Mr. Martin, from the Committee on Roads to whom was referred House bill entitled

H. 56. An act to incorporate the Weathersfield and Claremont Railroad Company;

Reported in favor of its passage; whereupon said bill was read the third time and passed in concurrence.

Mr. Martin, from the Committee on Roads to whom was referred House bill entitled

H. 71. An act to extend an act to authorize the removal of obstructions from Passumpsic River;

Reported in favor of its passage; whereupon said bill was read the third time and passed in concurrence.

Mr. Taft, from the Committee on Printing to whom were referred bills entitled

S. 82. An act in amendment of section one of chapter twenty-two of the General Statutes, and relating to the Board of Education;

S. 83. An act relating to the statute of limitation, and in amendment of chapter sixty-three of the General Statutes;

S. 86. An act relating to the collection and payment of town taxes;

Reported the same, recommending the printing of three hundred and fifty copies of each of said bills; and they were severally

Ordered to lie and be printed.

Mr. Skinner, from the General Committee to whom was referred a bill entitled

S. 21. An act in addition to section thirty-one of chapter eighty-three of the General Statutes, relating to the grand list;

Reported the same, recommending that the bill be amend-

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ed in section one, line fourteen, by striking out all after the word, "law";

Which was agreed to; thereupon the bill was

Ordered to be engrossed and read the third time to-morrow afternoon.

Mr. Dorr, from the Committee on Education to whom were referred House bills entitled

H. 119. An act to amend an act entitled "An act to incorporate the village of Rutland," approved November 9, 1865;

H. 171. An act to incorporate the Vermont State Eclectic Medical Society;

Reported in favor of their passage; thereupon they were severally read, and passed in concurrence.

Mr. Taft, from the Committee on Printing to whom was referred a bill entitled

S. 89. An act ceding to the United States the exclusive jurisdiction over sites for custom-houses;

Reported adversely to its printing; which was agreed to.

Mr. Dale, from the Committee on the Judiciary to whom was referred House bill entitled

H. 134. An act regulating the fees of persons acting under the authority of the probate court, and in amendment of section fifty of chapter one hundred and twenty-six of the General Statutes;

Reported in favor of its passage; whereupon the bill was

Ordered to be read the third time to-morrow afternoon.

Mr. Skinner, from the General Committee to whom was referred a bill entitled

S. 65. An act to incorporate the New York, New England and Montreal Express Company;

Reported in favor of its passage; whereupon the bill was

Ordered to be engrossed and read the third time.

Mr. Hyde introduced a bill entitled

S. 90. An act providing that towns may elect a collector of taxes;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Dale introduced a bill entitled

S. 91. An act relating to the payment to the State treasury of non-resident State taxes, and in amendment of sec-

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tion twenty-four, chapter eighty-four, of the General Statutes;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Doton introduced a bill entitled

S. 92. An act in addition to chapter seventy-nine of the General Statutes, entitled "Of money of account and interest";

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Hendee introduced a bill entitled

S. 93. An act to amend an act, approved November 21, 1864, entitled "An act to provide for the repairs of houses of public worship";

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Skinner, from the General Committee to whom was referred a bill entitled

S. 76. An act to incorporate the Brandon Reservoir Company;

Reported in favor of its passage; whereupon said bill was

Ordered to be engrossed and read the third time.

On motion of Mr. Hendee, engrossed bill entitled

S. 61. An act to amend section forty-four of chapter one hundred and twenty-six of the General Statutes, in relation to jailors' fees;

Was taken up.

The question being, Shall the bill pass? Mr. Hendee moved that the bill be committed to a senator to amend in section one, line three, by inserting after the words, "three dollars," the words, *fifty cents;* also, by striking out all of section one, after the words "per week," in line three.

On motion of Mr. Reed, the bill was

Ordered to lie.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

Mr. President: I am directed to inform the Senate that the House have considered Senate bills entitled

S. 19. An act to amend section two, chapter seventy-seven, of the General Statutes, relating to the standard weight of grain;

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S. 29. An act to protect fish in Hermitage Pond in Topsham;

S. 48. An act to incorporate the Vermont Manufacturing Company;

S. 54. An act to incorporate the Adams Slate and Tile Company;

S. 56. An act laying a tax on the county of Bennington;

S. 62. An act to incorporate the Woodstock Academy of Natural Sciences;

And have passsed the same in concurrence.

The House have passed a bill of the following title:

H. 122. An act in relation to the qualification of voters;

In the passage of which the concurrence of the Senate is requested.

House bill entitled

H. 72. An act to legalize the grand list of the town of Granville for the years 1864, 1865 and 1866;

Was read the first and second time, and referred to the Committee on the Judiciary.

House bill entitled

H. 122. An act in relation to the qualification of voters;

Was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Skinner, from the Committee on the Judiciary to was referred House bill entitled

H. 142. An act to incorporate the Weston Hotel Company;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Skinner, from the General Committee to whom was referred a bill entitled

S. 18. An act to amend section seventeen, chapter eighty-seven, of the General Statutes, entitled "Insurance companies";

Reported in favor of its passage; whereupon the bill was *Ordered* to be engrossed and read the third time to-morrow afternoon.

Mr. Doton, a senator from the county of Windsor, then arose and addressed the Senate as follows:

MR. PRESIDENT: It becomes my painful duty to announce to this body the death of one of its members, our worthy colleague and friend, the Hon. MERRICK GAY, a senator

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from Windsor county. He died on Wednesday last, at half-past ten o'clock, at his home in Stockbridge, the town of his nativity, at the age of sixty-four years. It was not my fortune to be personally acquainted with Mr. Gay, except while seated by my side as a member of this body; but even here his loss is irreparable and I bow to this dispensation of Providence in silence and in sorrow.

I submit the following resolutions of respect to the memory of the Hon. Merrick Gay, a senator from the county of Windsor:

WHEREAS, The Senate has heard, with profound regret, of the death, at his residence, on the seventh instant, of the Hon. Merrick Gay, a senator from the county of Windsor; therefore,

Resolved, That we are admonished by the death of our honored associate of the uncertainty of all things temporal, and that we must be also ready for our final change.

Resolved, That while we bow to the dispensation of an all-wise Providence, we will cherish the memory and example of one who in all the relations of life, sustained the highest and most unblemished reputation.

Resolved, That while the State has sustained a great loss, the Senate is deprived of a wise counsellor and able legislator, and senators of a valued associate in legislation, and we tender to his family our deepest sympathy in their bereavement.

Resolved, That a copy of these resolutions be forwarded to the family of the deceased, and that in honor of his memory the Senate do now adjourn.

Hon. Seneca M. Dorr, a senator from the county of Rutland, then addressed the Senate as follows:

MR. PRESIDENT: It is befitting that we should pause in our legislative deliberations on the announcement of the death of one of our most distinguished senators. A vacant chair in our Senate and a vacant chair at our firesides are alike suggestive. How many recollections crowd the mind when we come in and when we go out, and miss the faces, forms and expressions of those who are dear to us, and have been gathered to the congregations of the silent dead. All the endearments of long associations—all the tender words of love and affection come back to us, and while these were wont to throw the most brilliant coloring and shed the brightest rays of joy and gladness over our daily life, now

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they come back tender and touching memories only. Mr. Gay came among us at our last session a strong, vigorous, upright and honorable senator. He was selected by an intelligent and patriotic constituency to guard their interests and the interests of the whole State in the highest branch of our Legislature. He left his constituency honored, respected and beloved.

He came to his seat in this chamber with the prestige of a good name; when he left at the close of our last session last year and I clasped his hand with a cordial good-by, I little thought (alas! such is life) that it was for the last time this side of the grave. It is alike pleasant to us and honorable to his memory to know that his connection with the Legislature of our State, has added largely to the reputation with which he came to his seat in the Senate. Frank, generous and candid, possessed of a discriminating mind and understanding—readily sifting out from any proposition what was wise and prudent from what was unwise and impolitic—no senator's judgment was more confided in or commanded more the respect and attention of the Senate. He was a man of few words, but those were well chosen and expressive. He was ever ready to hear what others might say, and as ready to yield his own preferences when convinced of the propriety and reason for so doing. Like most men who say little and think much, his impressions were generally correct, and his convictions the prevailing convictions of the Senate.

Mr. Gay belonged to that class of our citizens of whom many more are needed, and none of whom we can afford to lose. He saw, many years since, that what our little State needed, was that every stream should be turned upon a wheel, and manufacturing, to which the State is so eminently adapted, should be encouraged and developed. With him, conviction was a synonym for action, and he entered at once, and largely, into manufacturing enterprises. That his judgment was correct, his industry untiring, his integrity irreproachable, is proved by his success. He established a business, which would of itself perpetuate his name, but he has his monument in the grateful remembrance of those immediately around him, whom he strove to elevate, whom he loved and by whom he was beloved, who will ever cherish the memory of one whose wisdom and forecast gave character and direction to an important business enterprise of the State.

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That these personal qualities and characteristics were appreciated by his associates, is proved by his position on the committees of the Senate of last year. The finances of the State were safe in his hands, and her manufacturing interests sure to receive that attention which they so eminently deserve.

Mr. President, we are admonished by the decease of our honored associate, that we, too, shall soon listen to the roll-call that shall summon us to the great congregation of the dead. Shall we not so beautify life, that when the summons comes we shall have no gloomy forebodings of the "dark valley," but an absorbing realization of that "Higher Life," with God and Christ, in realms of immortality.

The resolutions were then unanimously adopted, and the President declared the Senate adjourned.

FRIDAY, NOVEMBER 9, 1866.

Prayer by the Chaplain.

Journal of yesterday was read and approved.

Mr. Barstow introduced the following joint resolution:

Resolved by the Senate and House of Representatives, That after the present week no bills shall be introduced in either House without the unanimous consent of both Houses, except such as may be reported from committees;

Which was read. Mr. Martin moved to amend by striking out the words "both Houses," and inserting in lieu thereof the words, *such House;*

Which was agreed to; and, on motion of Mr. Barstow, it was

Ordered to lie.

Mr. Porter introduced a bill entitled

S. 94. An act to legalize the grand list of the town of Cornwall for the year 1866;

Which was read the first and second time and referred to the Committee on the Judiciary.

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Mr. Kellogg, from the Committee under the Fourth Joint Rule, submitted the following report:

To the Senate now in session:

The Joint Committee under the Fourth Joint Rule, to whom was referred "The report of the commissioners for Vermont on the National Statuary Hall in the capitol at Washington," respectfully report:

That they have had under consideration the said commissioners' report, and the matters therein referred to, and finding the views of your committee so conflicting as to what action if any should be taken by the Legislature upon said commissioners' report, your committee have directed the same to be reported to the Senate without any expression of opinion, and they ask to be discharged from further consideration of the same.

DANIEL KELLOGG, for Committee.

Which was agreed to, and the committee discharged.

Mr. Reed introduced a bill entitled

S. 95. An act in addition to chapter eighty-one of the General Statutes, entitled "Of the grand list";

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Taft introduced a bill entitled

S. 96. An act to repeal certain sections of chapter eighty-seven of the General Statutes, relating to insurance companies;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Reed introduced a bill entitled

S. 97. An act relating to the printing of the grand list;

Which was read the first and second time, and referred to the Committee on Printing.

Bills of the following titles, having been printed, were taken up and referred, viz:

S. 83. An act relating to the statutes of limitation, and in amendment of chapter sixty-three of the General Statutes;

To the Committee on the Judiciary.

S. 86. An act relating to the collection and payment of town taxes;

To the Committee on Finance.

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S. 82. An act in amendment of section one, chapter twenty-two, of the General Statutes, and relating to the Board of Education;

To the Committee on Education.

A bill entitled

S. 89. An act ceding to the United States the exclusive jurisdiction over sites for custom-houses;

Was taken up and referred to the Committee on Federal Relations.

Mr. Skinner, from the General Committee, submitted the following report:

To the Honorable Senate, now in session:

The General Committee to whom was re-committed House bill entitled

H. 3. An act to legalize the grand list of the town of Hardwick for the year 1864;

Respectfully report, that they have re-considered the same, and recommend its passage in concurrence. The facts presented show an omission, on the part of the listers of said town, to make oath to said list, as required by the statute. In all other respects the list is conceded to be right and legal. It further appears that the town of Hardwick voted and assessed on the grand list of said town of Hardwick for the year 1864, a large tax, amounting in the aggregate to the sum of thirty thousand eight hundred and eighty-four dollars and two cents, for paying bounties, and other purposes. It further appears that one Thomas C. Henderson and Holton & Judevine, severally had taxes assessed them on said list of 1864, which they neglected or refused to pay. It further appears that the collector levied on and sold at public auction, property belonging to the said Henderson and Holton & Judevine, sufficient to pay said taxes. It appears that the property of the said Holton & Judevine was never taken out of their possession. At the time of the sale of said property, only four hundred dollars remained unpaid on the tax-bill in said collector's hands.

The foregoing is hereby respectfully submitted.

J. F. SKINNER, for Committee.

On motion of Mr. Dale, the bill was
Ordered to lie.

Mr. Howe, from the Committee on Claims to whom were referred bills entitled

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S. 26. An act to pay George P. Conger the sum therein named;

S. 39. An act to pay William D. Munson the sum therein mentioned;

S. 73. An act to pay Joseph P. Lamson the sum therein mentioned;

Reported against the passage of each of said bills; whereupon the engrossment and third reading of said bills was severally refused.

Mr. Harlow, from the Committee on Finance to whom was referred a bill entitled

S. 77. An act to pay certain State officers;

Reported the same, recommending that the bill be amended in section one, line four, by striking out the words "fifteen hundred," and inserting in lieu thereof the words, *one thousand;* and by adding to the section, *to George Nichols, Secretary of State, two hundred dollars;*

Which was agreed to; whereupon the bill, as amended, was

Ordered to be engrossed and read the third time.

Mr. Reed, from the Committee on the Judiciary to whom was referred House bill entitled

H. 144. An act in relation to the powers and duties of high bailiffs;

Reported adversely to its passage; whereupon the engrossment and third reading of said bill was refused.

Mr. Reed, from the Committee on the Judiciary to whom was referred House bill entitled

H. 145. An act to authorize the town of Sharon to purchase the water privilege and dam across White river, or aid in completing the dam;

Reported in favor of its passage; thereupon the bill was read the third time, and passed in concurrence.

Mr. Hendee, from the Committee on Federal Relations to whom was referred a bill entitled

S. 66. An act repealing chapter one hundred and nine of the General Statutes, entitled "Of persons claimed as fugitive slaves, and to prevent kidnapping";

Reported in favor of its passage; and the bill was

Ordered to be engrossed and read the third time to-morrow morning.

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On motion of Mr. Reed, a bill entitled

S. 61. An act to amend section forty-four, chapter one hundred and twenty-six, of the General Statutes, in relation to jailors' fees;

Was taken up, and the amendment offered by Mr. Hendee was agreed to; and the President designated Mr. Hendee as the senator to whom the bill should be committed for amendment under the instructions of the Senate.

Mr. Hendee, to whom was committed engrossed bill entitled

S. 61. An act to amend section forty-four, chapter one hundred and twenty-six, of the General Statute, in relation to jailors' fees;

Reported the same amended agreeably to the instructions of the Senate.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

Mr. President: I am directed to inform the Senate that the House have, on their part, appointed as a committee under the joint resolution for final adjournment:

Mr. Clark of Poultney,
" Armstrong,
" Bemis.

The House have passed bills of the following titles:

H. 84. An act to pay certain State officers;

H. 86. An act in amendment of section two of chapter one hundred and eighteen of the General Statutes, relating to offenses against public health;

H. 120. An act to incorporate the Montpelier and St. Johnsbury Railroad Company;

H. 126. An act for the preservation of fish in the waters therein named;

H. 136. An act to protect the fish in Hall's Pond in Newbury;

H. 162. An act to incorporate the American Slate Company;

H. 168. An act to incorporate the Eureka Marble Company;

H. 169. An act to incorporate the Rutland County Peat Company;

H. 173. An act to incorporate the Northfield Hotel Company;

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H. 180. An act to incorporate the Excelsior Marble Company;

H. 183. An act to incorporate the Sharon Mill Company;

H. 184. An act changing the corporate name of Troy Conference Academy;

In the passage of which the concurrence of the Senate is requested.

Mr. Hendee, from the Committee on Federal Relations to whom was referred joint resolutions from the House, relating to the pardons of James Lynch, John McMahon and others,

Reported the same, recommending that the same be amended in line one, of the preamble, by striking out the words, "James Linch," and inserting in lieu thereof the words, *Robert B. Lynch;*

Which was agreed to.

Also, that it be further amended by striking out the last resolution, and inserting in lieu thereof the following:

Resolved, That the Governor of this State be requested to cause a copy of the preamble and resolutions to be transmitted to the President of the United States, as the expression of the sentiment of the Legislature of the State of Vermont, and that the President of the United States be requested to transmit the same to the governor general of Canada, commending the subject matter thereof to the earnest consideration of the Canadian government;

Which was agreed to; and the resolution was adopted in concurrence, with proposals of amendment.

On motion of Mr. Hyde, the vote discharging the Committee under the Fourth Joint Rule from the further consideration of the report of the Hon. Justin S. Morrill, and Hon. George F. Edmunds, commissioners for Vermont on the National Statuary Hall in the capitol at Washington;

Was reconsidered, and Mr. Dorr moved that the committee be discharged, and the report be referred to a select committee consisting of three senators;

Which was agreed to.

Engrossed bill entitled

S. 88. An act relating the times of holding the Supreme Court in the county of Windsor, and in amendment of section seven, chapter thirty, of the General Statutes;

Was read the third time and passed.

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Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 117. An act in amendment of sections two and three of chapter seventeen of the General Statutes, relating to registry and returns of births, marriages and deaths;

Reported in favor of its passage; thereupon the bill was read the third time, and passed in concurrence.

House bills of the following titles were severally read the first and second time, and referred, viz:

H. 86. An act in amendment of section two, chapter one hundred and eighteen, of the General Statutes, relating to offenses against public health;

To the General Committee.

H. 84. An act to pay certain State officers;

To the Committee on Finance.

H. 126. An act for the preservation of fish in the waters therein named;

H. 136. An act to protect the fish in Hall's Pond in Newbury;

H. 173. An act to incorporate the Northfield Hotel Company;

To the General Committee.

H. 120. An act to incorporate the Montpelier and St. Johnsbury Railroad Company;

To the Committee on Roads.

H. 162. An act to incorporate the American Slate Company;

H. 168. An act to incorporate the Eureka Marble Company;

H. 169. An act to incorporate the Rutland County Peat Company;

H. 180. An act to incorporate the Excelsior Marble Company;

H. 183. An act to incorporate the Sharon Mill Company;

To the Committee on Manufactures.

H. 184. An act changing the corporate name of Troy Conference Academy;

To the Committee on Education.

On motion of Mr. Goodhue, the Senate adjourned.

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AFTERNOON.

Mr. Martin, from the Committee on Roads to whom was referred a bill entitled

S. 80. An act to provide for the repair of highways;

Reported in favor of its passage; and the bill was

Ordered to be engrossed and read the third time to-morrow afternoon.

Mr. Hendee, from the Committee on Federal Relations to whom was referred joint resolutions relative to Fenian prisoners in Canada,

Reported against their adoption; thereupon they were disagreed to.

Mr. Ide, from the Committee on Agriculture to whom was referred a bill entitled

S. 78. An act amending "An act to incorporate the Vermont State Agricultural Society," approved November 18, 1856.

Reported in favor of its passage; and the bill was

Ordered to be engrossed and read the third time.

Mr. Taft, from the Committee on the Judiciary to whom was referred House bill entitled

H. 100. An act in addition to section twenty-five of chapter thirty-three of the General Statutes of Vermont, relating to the attachment of property by copy;

Reported the same, recommending that the Senate propose to the House of Representatives to amend the bill in section one, by striking out the last two words in the section, and adding thereto the words, *tobacco in process of curing;*

Which was agreed to; thereupon the bill was read the third time and passed in concurrence, with a proposal of amendment.

Mr. Taft, from the Committee on the Judiciary to whom was referred House bill entitled

H. 52. An act in addition to chapter twenty-eight of the General Statutes, relating to railroads and railroad corporations;

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Reported the same, recommending that the Senate propose to the House to amend in section one, line thirteen, by inserting after the word "stock," the words, *in order to provide means;*

Which was agreed to.

Second, To add to section one the following proviso: *Provided nothing authorized by this act shall affect any proceeding which may at the time of notice of such sale as provided in such mortgage or deed of trust, be pending to enforce the provisions or provide for the foreclosure of any such prior mortgage or deed of trust, or to require new parties thereto, but all persons claiming through such sale shall be bound by such proceedings in the same manner and to the same effect as the party thereto;*

Which was agreed to; and the bill was

Ordered to be read the third time on Monday morning next.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered Senate bills entitled

S. 25. An act to pay John Lonergan the sum therein named;

S. 57. An act to amend an act entitled "An act incorporating and establishing the Norwich University at Norwich, in Windsor county";

S. 70. An act to incorporate the Northfield Slate and Tile Company;

And have passed the same in concurrence.

The House have considered Senate bills entitled

S. 24. An act relating to probate fees and salaries;

S. 11. An act in relation to chattel mortgages;

And do not concur in the passage thereof.

The House have considered Senate proposal of amendment to House bill entitled

H. 77. An act to legalize the grand list of the town of Chittenden for the year 1866;

And have concurred therein.

Mr. Skinner, from the General Committee to whom was referred a bill entitled

S. 55. An act entitled "An act in amendment of an act to incorporate the village of St. Albans," approved November 21, 1864;

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Reported in favor of its passage; thereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Taft, from the Committee on Printing to whom was referred a bill entitled

S. 96. An act to repeal certain sections of chapter eighty-seven of the General Statutes, relating to insurance companies;

Reported adversely to its printing; thereupon the bill was referred to the Committee on the Judiciary.

Mr. Lane, from the Committee on Education to whom was referred a bill entitled

S. 32. An act in relation to union school districts, and in addition to chapter twenty-two of the General Statutes, entitled "Common schools and school laws";

Reported adversely to its passage; thereupon the engrossment and third reading of said bill was refused.

Mr. Reed, from the Committee on the Judiciary to whom was referred House bill entitled

H. 25. An act to legalize the grand list of the town of Berkshire for the years 1864, 1865 and 1866;

Reported the same, recommending that the Senate propose to the House to amend, by striking out section one, and inserting the following:

The several grand lists of the town of Berkshire, for the years 1864, 1865 and 1866, and all the taxes that have been or may be assessed thereon, are hereby made and declared equally legal and valid as though said lists had been subscribed, sworn to, and lodged in the town clerk's office, as required by law; provided, that this act shall not affect any suit now pending.

The question being, Shall the proposal of amendment be agreed to? on motion of Mr. Dale, it was

Ordered to lie.

Mr. Reed, from the Committee on the Judiciary to whom was referred House bill entitled

H. 94. An act to legalize the grand list of the town of Woodbury for the year 1866;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Baker, from the special committee to take into consideration the times and places of holding courts in this State, reported a bill entitled

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S. 98. An act relating to the times of holding the county courts in Orleans county;

Which was read the first and second time, and

Ordered to be engrossed and read the third time on Monday afternoon.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed by the House of Representatives to request the Senate to restore to their possession Senate bill entitled

S. 24. An act relating to probate fees and salaries.

Mr. Martin moved to return to the House of Representatives, agreeably to their request, Senate bill entitled

S. 24. An act relating to probate fees and salaries;

Which was agreed to.

Mr. Dorr, from the Committee on Education to whom was referred a bill entitled

S. 79. An act to enable certain towns to establish central schools;

Reported the same, recommending that the bill be amended as follows:

First, In section one, in lines one and two, by striking out the words, "whose territory is divided into not more than eight school districts";

Which was agreed to.

Second, In section one, line four, by striking out the word, "a," and inserting the words, *one or more;*

Which was agreed to.

Third, In section one, line eight, by adding, after the word, "school," the words, *or schools;*

Which was agreed to.

Fourth, In section two, line two, by inserting, after the word, "school," the words, *or schools;*

Which was agreed to.

Fifth, In section two, line five, by inserting, after the word, "elected," the words, *each central school;*

Which was agreed to.

Sixth, In section three, line two, by inserting, after the word, "school," the words, *or schools;*

Which was agreed to.

Seventh, In section three, line five, by inserting, after the word, "school," the words, *or schools;*

Which was agreed to.

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Eighth, To add after section five, another section, as follows:

Sec. 6. When more than one central school is established in pursuance of this act, the metes and bounds of each central school district shall be fixed so as not to divide existing school districts, and in assessing taxes for deficiencies to maintain the respective central school, the said assessments shall be made by the prudential committee thereof, on the grand list within the limits of said central school district;

Which was agreed to; and, on motion of Mr. Dorr, the bill was

Ordered to lie.

Mr. Orcutt, from the Committee on Printing to whom were referred bills of the following titles:

S. 90. An act providing that towns may elect a collector of taxes;

S. 91. An act relating to the payment to the State treasury of non-resident State taxes, and in amendment of section twenty-four, chapter eighty-four, of the General Statutes;

S. 92. An act in addition to chapter seventy-nine of the General Statutes, entitled "Of money of account and interest";

S. 93. An act to amend an act, approved November 21, 1864, entitled "An act to provide for the repairs of houses of public worship";

S. 95. An act in addition to chapter eighty-one of the General Statutes, entitled "Of the grand list";

S. 97. An act relating to the printing of the grand list;

Reported the same, recommending the printing of three hundred and fifty copies of each of said bills; and they were severally

Ordered to lie and be printed.

Mr. Goodhue, from the Committee on Printing to whom was referred House bill entitled

H. 169. An act to incorporate the Rutland County Peat Company;

Reported in favor of its passage; thereupon the bill was read the third time, and passed in concurrence.

Engrossed bill entitled

S. 18. An act to amend section seventeen, chapter

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eighty-seven, of the General Statutes, entitled "Insurance companies";

Was read the third time, and, on motion of Mr. Skinner, *Ordered* to lie.

Engrossed bill entitled

S. 76. An act to incorporate the Brandon Reservoir Company;

Was read the third time and passed.

Engrossed bill entitled

S. 1. An act relating to divorce, and in addition to chapter seventy of the General Statutes;

Was taken up. The question being, Shall the bill pass? Mr. Taft moved that the bill be committed to a senator to amend, by striking out all after the enacting clause, and inserting the following:

Sec. 1. A divorce from the bond of matrimony may be decreed for the habitual drunkenness of either party; provided such cause shall have existed continuously for the space of two years next preceding the filing of the libel;

Which was considered and agreed to. The President designated Mr. Taft as the senator to whom the bill should be committed, under the instructions of the Senate.

Mr. Taft, the senator to whom was committed engrossed bill entitled

S. 1. An act relating to divorce, and in addition to chapter seventy of the General Statutes;

Reported the same amended agreeably to the instructions of the Senate.

The question recurring, Shall the bill pass? it was decided in the affirmative—yeas 13, nays 11.

Mr. Hendee demanding the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Barstow,	Ide,	Reed,
Clapp,	Lane,	Smith,
Cochran,	Martin,	Soule,
Dale,	Orcutt,	Taft—13.
Henry,		

Those senators who voted in the negative are Messrs.

Baker,	Harlow,	Porter,
Barrett,	Hendee,	Sanborn,
Dorr,	Hyde,	Skinner—11.
Goodhue,	Kellogg,	

So the bill passed.

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A bill entitled

S. 8. An act relating to criminal prosecutions;

Was taken up, and on motion of Mr. Taft, it was

Ordered to lie, and made the special order for to-morrow morning at eleven o'clock.

Engrossed bill entitled

S. 46. An act regulating the pay of State's attorneys;

Was taken up, and on motion of Mr. Taft, it was

Ordered to lie.

On motion of Mr. Henry, the Senate adjourned.

SATURDAY, NOVEMBER 10, 1866.

Prayer by the Chaplain.

Journal of yesterday was read and approved.

Mr. Kellogg introduced a bill entitled

S. 99. An act relating to the sale of real estate, including the homestead, by guardians of insane persons, and in amendment of chapter sixty-eight of the General Statutes;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Martin moved that the vote whereby Senate bill entitled

S. 1. An act relating to divorce, and in addition to chapter seventy of the General Statutes;

Was passed, be reconsidered; and the motion to re-consider be

Ordered to lie, and made the special order for Tuesday next, at two o'clock in the afternoon;

Which was agreed to.

Bills of the following titles, having been printed, were taken up and referred, viz:

S. 90. An act providing that towns may elect collectors of taxes;

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S. 97. An act relating to the printing of the grand list;
To the Committee on Finance.

S. 92. An act in addition to chapter seventy-nine of the General Statutes, entitled "Of money of account and interest";

S. 93. An act to amend an act, approved November 21, 1864, entitled "An act to provide for repairs of houses of public worship";

S. 95. An act in addition to chapter eighty-one of the General Statutes, entitled "Of the grand list";

To the Committee on the Judiciary.

Engrossed bill entitled

S. 21. An act in addition to section thirty-one of chapter eighty-three of the General Statutes, relating to the grand list;

Was read the third time, and, on motion of Mr. Skinner *Ordered* to lie.

Engrossed bill entitled

S. 66. An act repealing chapter one hundred and nine of the General Statutes, entitled "Of persons claimed as fugitive slaves, and to prevent kidnapping";

Was read the third time and passed.

Engrossed bill entitled

S. 80. An act to provide for the repair of highways;

Was read the third time and passed.

Mr. Porter, from the select committee to visit the Vermont Reform School, submitted the following report and accompanying bill:

(For Report see Appendix.)

A bill entitled

S. 100. An act for the regulation and government of the Vermont Reform School;

Was read the first and second time, and, on motion of Mr. Dorr, the report and bill were

Ordered to lie, and the Secretary directed to procure the printing of three hundred and fifty copies for the use of the General Assembly.

Mr. Hyde, from the Committee on Finance to whom was referred House bill entitled

H. 84. An act to pay certain State officers;

Reported in favor of its passage; thereupon the bill was read the third time, and passed in concurrence.

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A bill entitled

S. 8. An act relating to criminal prosecutions;

Being the special order for this time, was taken up, considered, and, on motion of Mr. Martin,

Ordered to lie.

Mr. Dorr, from the Committee on Education to whom was referred House bill entitled

H. 184. An act changing the corporate name of Troy Conference Academy;

Reported in favor of its passage; whereupon said bill was read the third time and passed in concurrence.

Mr. Dorr, from the Committee on Education to whom was referred a bill entitled

S. 82. An act in amendment of section one of chapter twenty-two of the General Statutes, and relating to the Board of Education;

Reported in favor of its passage; whereupon the bill was

Ordered to be engrossed and read the third time.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have passed bills of the following titles:

H. 20. An act to change the name of Permilla Lucy Wood to Permilla Lucy Potter;

H. 33. An act changing the name of Alva Wiswell Hogaboom, and constituting him heir-at-law of Lewis A. Davis and Lorain Davis;

H. 46. An act to change the name of Willis Peavey and constitute him heir-at-law of Daniel W. Chaffee and Susan H. Chaffee;

H. 70. An act to change the name of John O'Brien;

H. 88. An act to incorporate the Prospect Hill Aqueduct Company;

H. 89. An act in amendment to an act entitled "An act to incorporate the village of Fairhaven";

H. 93. An act altering the name of Walter Herbert Dunmore;

H. 95. An act to incorporate the Starksboro Copper Mining Company;

H. 99. An act to incorporate the Valley Cheese Manufacturing Company of Hinesburgh;

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H. 107. An act to provide for the restoration and preservation of fish in the State of Vermont;

H. 128. An act laying a tax on the county of Caledonia;

H. 135. An act to pay James A. Pollard, the sum therein mentioned;

H. 137. An act to change the name of Harriett Skinner to Harriett Gladding;

H. 149. An act to legalize certain proceedings of the town of Essex;

H. 155. An act constituting Henry Clinton Conant heir-at-law of Henry C. and Huldah P. Hunt;

H. 159. An act changing the name of George Orville Foskett to George Orville Ford;

H. 160. An act to incorporate the Allen Kerosene Oil Safe Company;

H. 176. An act changing the name of Myrtie May Naylor to Myrtie May Fletcher;

H. 178. An act in amendment of an act entitled, "An act to incorporate the Dellwood Cemetery Association at Manchester";

H. 187. An act to incorporate the Fairhaven Marble and Marbleized Slate Company;

H. 191. An act constituting Laura V. Smith heir-at-law of Joseph V. Smith;

H. 196. An act to incorporate the Vermont and Boston Gold Mining Company;

H. 198. An act altering the name of Carroll Franklin Keeler to Carroll Franklin Schoolcraft;

H. 200. An act enlarging the powers of school district number four, in Middlebury;

H. 212. An act to pay Giles M. Carpenter the sum therein mentioned;

In the passage of which the concurrence of the Senate is requested.

The House have considered Senate bill entitled

S. 37. An act to enable the State Treasurer to discharge certain mortgages given for banking purposes;

And have passed the same in concurrence, with a proposal of amendment,

In the adoption of which the concurrence of the Senate is requested.

The House have adopted, on their part, a joint resolution, relating to the introduction of bills,

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In the adoption of which the concurrence of the Senate is requested.

Mr. Skinner, from the General Committee to whom was referred a bill entitled

S. 84. An act to incorporate the Eolian Hotel Company;

Reported in favor of its passage; and the bill was

Ordered to be engrossed and read the third time.

On motion of Mr. Dorr, a bill entitled

S. 79. An act to enable certain towns to establish central schools;

Was taken up. Mr. Dorr moved to amend by adding another section, as follows:

Sec. 7. Any town providing a central school or schools, in pursuance of this act, shall have all the powers of union districts mentioned in chapter twenty-two, section seventy-two, of the General Statutes;

Which was agreed to; and, on motion of Mr. Dale, the bill was

Ordered to lie, and made the special order for Tuesday morning next at eleven o'clock.

Mr. Reed introduced a bill entitled

S. 101. An act to provide for the printing of the Directory of the General Assembly;

Which was read the first and second time, and referred to the Committee on Finance.

Mr. Dale, from the select committee on the times and places of holding the Supreme and county courts, reported a bill entitled

S. 102. An act relating to the time of holding the county courts in Orleans county;

Which was read the first and second time, and

Ordered to be engrossed and read the third time on Monday morning next.

Mr. Hendee, from the Committee on Federal Relations to whom was referred a bill entitled

S. 89. An act ceding to the United States the exclusive jurisdiction over sites for custom-houses;

Reported in favor of its passage; thereupon the bill was

Ordered to be engrossed and read the third time on Monday morning next.

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Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 136. An act to protect the fish in Hall's Pond in Newbury;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence.

The President announced as the select committee on the report of Hon. Justin S. Morrill and Hon. Geo. F. Edmunds on the National Statuary Hall in the capitol at Washington,

Senator Dorr of Rutland,
" Taft of Chittenden,
" Root of Bennington.

Engrossed bill entitled

S. 37. An act to enable the State Treasurer to discharge certain mortgages given for banking purposes;

Was taken up, having been returned from the House with a proposal of amendment as follows: The House propose to the Senate to strike out section two.

Which was considered; and, on motion of Mr. Kellogg, the bill and proposal of amendment were

Ordered to lie.

Mr. Goodhue, from the Committee on Manufactures to whom was referred House bill entitled

H. 168. An act to incorporate the Eureka Marble Company;

Reported in favor of its passage; thereupon the bill was read the third time, and passed in concurrence.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 117. An act in amendment of sections two and three of chapter seventeen of the General Statutes, relating to the registry and returns of births, marriages and deaths;

Reported in favor of its passage; thereupon the bill was read the third time, and passed in concurrence.

Mr. Cochran, from the Committee on Manufactures to whom were referred House bills entitled

H. 162. An act to incorporate the American Slate Company;

H. 180. An act to incorporate the Excelsior Marble Company;

Reported in favor of their passage; thereupon they were severally read, and passed in concurrence.

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A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to ask the Senate to return to the House of Representatives

H. 107. An act to provide for the restoration and preservation of fish in the State of Vermont.

A joint resolution from the House of Representatives:

Resolved by the Senate and House of Representatives, That after Monday next no bills shall be introduced in either House, without the unanimous consent of both Houses, except such as may be reported from committees;

Which was read, and the adoption in concurrence refused.

House bills of the following titles, having been read the first time, their second reading was refused:

H. 20. An act to change the name of Permilla Lucy Wood to Permilla Lucy Potter;

H. 33. An act changing the name of Alva Wiswell Hogaboom, and constituting him heir-at-law of Lewis A. Davis and Lorain Davis;

H. 46. An act to alter the name of Willis Peavey, and to constitute him heir-at-law of Daniel W. Chaffee and Susan H. Chaffee;

H. 70. An act to change the name of John O'Brien.

On motion of Mr. Dorr, the Senate adjourned.

AFTERNOON.

Mr. Kellogg, from the Committee on Finance to whom was referred a bill entitled

S. 86. An act relating to the collection and payment of town taxes;

Reported in favor of its passage; and the bill was

Ordered to engrossed and read the third time on Monday morning next.

Mr. Skinner, from the General Committee to whom was referred a bill entitled

S. 45. An act granting certain privileges to the villages of Bennington and North Bennington;

Reported in favor of its passage, and the bill was

Ordered to be engrossed and read the third time.

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Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 126. An act for the preservation of fish in the waters therein named;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Orcutt moved that the vote whereby House bill entitled

H. 117. An act in amendment of sections two and three of chapter seventeen of the General Statutes, relating to registry and returns of births, marriages and deaths;

Was passed, be reconsidered.

Which was agreed to.

Mr. Orcutt thereupon moved that the Senate propose to the House, to amend said bill by inserting a section as follows:

Sec. 3. That from the first section of the same chapter there shall be stricken out the word, "June," and inserted therein the word "March";

Which was agreed to, and the bill passed in concurrence, with a proposal of amendment.

Mr. Hendee introduced the following resolution:

Resolved by the Senate now in session, That no bill shall be introduced in the Senate after Monday next, unless by unanimous consent of the Senate, except such as may come from committees; and that on and after Tuesday evening next the Senate shall hold evening sessions, commencing at seven o'clock P. M.;

Which was read and adopted.

On motion of Mr. Dorr, the Senate voted to return to the House of Representatives, agreeably to their request, House bill entitled

H. 107. An act to provide for the restoration and preservation of fish in the State of Vermont.

House bills of the following titles were read the first time, and the second reading thereof refused:

H. 137. An act to change the name of Harriett Skinner to Harriett Gladding;

H. 159. An act to change the name of George Orville Foskett to George Orville Ford;

H. 176. An act changing the name of Myrtie May Naylor to Myrtie May Fletcher;

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H. 191. An act constituting Laura V. Smith heir-at-law of Joseph V. Smith;

H. 198. An act altering the name of Carroll Franklin Keeler to Carroll Franklin Schoolcraft.

House bills of the following titles were severally read the first and second time, and referred, viz:

H. 88. An act to incorporate the Prospect Hill Aqueduct Company;

H. 89. An act in amendment to an act entitled "An act to incorporate the village of Fairhaven";

To the General Committe.

H. 95. An act to incorporate the Starksboro Copper Mining Company;

H. 160. An act to incorporate the Allen Kerosene Oil Safe Company;

H. 187. An act to incorporate the Fairhaven Marble and Marbleized Slate Company;

To the Committee on Manufactures.

H. 128. An act laying a tax on the county of Caledonia;

H. 178. An act in amendment of an act, entitled "An act to incorporate the Dellwood Cemetery Association at Manchester";

H. 155. An act constituting Henry Clinton Conant heir-at-law of Henry C. and Huldah P. Hunt;

To the General Committee.

H. 135. An act to pay James A. Pollard the sum therein mentioned;

H. 212. An act to pay Giles M. Carpenter the sum therein mentioned;

To the Committee on Claims.

H. 149. An act to legalize certain proceedings of the town of Essex;

To the Committee on the Judiciary.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 173. An act to incorporate the Northfield Hotel Company;

Reported in favor of its passage; thereupon the bill was read the third time, and passed in concurrence.

On motion of Mr. Kellogg, engrossed bill entitled

S. 37. An act to enable the State Treasurer to discharge certain mortgages given for banking purposes;

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Was taken up, and the House proposal of amendment agreed to.

On motion of Mr. Howe, the Senate adjourned.

MONDAY, NOVEMBER 12, 1866.

Prayer by the Chaplain.

Journal of Saturday read and approved.

Engrossed bills of the following titles were severally read the third time and passed:

S. 77. An act to pay certain State officers;

S. 78. An act amending "An act to incorporate the Vermont State Agricultural Society," approved November 18, 1856.

Mr. Kellogg, from the Committee on Finance to whom was referred a bill entitled

S. 90. An act providing that towns may elect a collector of taxes;

Reported in favor of its passage; thereupon the bill was

Ordered to be engrossed and read the third time on Tuesday morning next.

Mr. Dorr, from the Committee on the Library to whom was referred the report of the Trustees of the Vermont State Library,

Reported a bill entitled

S. 103. An act to appropriate money for the State Library;

Which was read the first and second time, and

Ordered to be engrossed and read the third time.

A bill entitled

S. 100. An act for the regulation and government of the Vermont Reform School;

Having been printed, was taken up and

Ordered to be engrossed and read the third time to-morrow morning.

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SECRETARY OF STATE'S OFFICE,
Montpelier, Nov. 10, 1866.

To the General Assembly of the State of Vermont:

In compliance with the provisions of the General Statutes, I have the honor of herewith transmitting the ninth annual report, relating to the registry and return of births, marriages and deaths in the State, for the year ending December 31, 1865.

Very respectfully,
GEORGE NICHOLS, Secretary of State.

On motion of Mr. Porter, the annual report of the registration of births, marriages and deaths for the year ending December 31, 1865, was

Ordered to lie, and the Secretary directed to procure the printing of one thousand copies for the use of the General Assembly.

Mr. Hyde, from the Committee on Finance to whom was referred a bill entitled

S. 97. An act relating to the printing of the grand list;

Reported in favor of its passage; and the bill was

Ordered to be engrossed and read the third time to-morrow morning.

Mr. Skinner, from the General Committee to whom was referred a bill entitled

S. 85. An act to incorporate the Union Hook and Ladder Company No. 1, of Rutland;

Reported the same, recommending that the bill be amended,

First, To add a section to be numbered section two, as follows:

Sec. 2. The capital stock of said company may be divided into as many shares, and be sold and transferred in such manner, and assessments made thereon, as said corporation may from time to time deem expedient. And the private property of the stockholders in said corporation shall be liable for the debts of said corporation to an amount equal to the amount of stock he shall own in said corporation;

Which was agreed to.

Second, To amend in section four, by adding the following: *and shall be subject to the provisions of chapter eighty-six of the General Statutes;*

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Which was agreed to; whereupon the bill, as amended, was *Ordered* to be engrossed and read the third time.

Mr. Martin, from the Committee on Manufactures to whom was referred House bill entitled

H. 183. An act to incorporate the Sharon Mill Company;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Skinner, from the General Committee to whom was referred a bill entitled

S. 75. An act to amend an act, entitled "An act to amend an act to incorporate the village of Rutland, approved November 15, 1847," approved November 9, 1865;

Reported the same, recommending that the bill be amended by striking out section four;

Which was agreed to; and the bill, as amended, was *Ordered* to be engrossed and read the third time.

Mr. Skinner, from the General Committee to whom was referred a bill entitled

S. 12. An act in alteration of section two, chapter seventy-eight, of the General Statutes, entitled "Of grist mills";

Reported against the passage of the bill; whereupon the engrossment and third reading of said bill was refused.

Mr. Skinner, from the General Committee to whom was referred sundry petitions asking for the alteration of chapter seventy-eight of the General Statutes, allowing increased rate of toll in milling.

Reported that they had carefully considered the subject matter of the petitions, and are of the opinion that no legislation on that subject is required, and recommend that the petitioners have leave to withdraw;

Which was agreed to.

Mr. Reed introduced the following joint resolution:

Resolved by the Senate and House of Representatives, That the Sergeant-at-Arms be authorized to build a suit of shelves in rooms number eleven and twelve, in the State House, similar to those in number nine, to receive and keep the duplicate volumes from the State Library, the Secretary of State's office, and the Historical Room. And the State Librarian shall have charge thereof equally as though said shelves were in the State Library;

Which was read and adopted on the part of the Senate.

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Mr. Martin, from the Committee on Manufactures, to whom was referred House bill entitled

H. 187. An act to incorporate the Fairhaven Marble and Marbleized Slate Company;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Doton introduced a bill entitled

S. 104. An act to authorize the towns of Woodstock, Sherburne, Bridgewater, Plymouth, Pomfret, Hartland and Hartford to raise money for building a railroad;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Reed introduced a joint resolution:

Resolved by the Senate and House of Representatives, That the Secretary of State be directed to make a descriptive catalogue of the books and records in his office, and report the same to the General Assembly at its next session;

Which was read and adopted on the part of the Senate.

Mr. Goodhue, from the Committee on Manufactures to whom was referred House bill entitled

H. 196. An act to incorporate the Vermont and Boston Gold Mining Company;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Doton introduced a bill entitled

S. 105. An act to amend section one of an act entitled "An act to authorize the town of Woodstock to raise money to build a railroad;

Which was read the first and second time, and referred to the Committee on the Judiciary.

On motion of Mr. Root, the Senate adjourned.

AFTERNOON.

Mr. Hyde introduced a bill entitled

S. 106. An act in amendment of section two, chapter one hundred twenty-three, of the General Statutes, relating to the appointment of a Superintendent of the State Prison;

Which was read the first and second time and referred to the Committee on Printing.

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Mr. Cochran, from the Committee on Manufactures to whom was referred House bill entitled

H. 160. An act to incorporate the Allen Kerosene Oil Safe Company;

Reported the same, recommending that the Senate propose to the House to amend in section one, line thirteen, by adding after the word "business," the words, *not prohibited by the laws of this State or the United States;*

Which was agreed to; whereupon the bill was read the third time, and passed in concurrence, with a proposal of amendment.

Mr. Dale, from the Committee on the Judiciary to whom was referred House bill entitled

H. 76. An act to legalize the Grand List of the town of Greensboro;

Reported the same, recommending that the Senate propose to the House to amend by striking out the first section, and inserting the following:

The several grand lists of the town of Greensboro for the years 1863, 1864, 1865 and 1866, including the valuation of the real estate for the year 1865, as made out by the listers of said town, and all taxes assessed thereon, are hereby made and declared equally legal and valid as though said lists had been subscribed and sworn to, and lodged in the town clerk's office as required by law; provided that this act shall not take effect, unless the listers who made said lists shall within thirty days after the passage of this act, subscribe and make oath to said lists, in the manner provided for by law; and, provided further, that this act shall not affect any suit now pending.

On motion of Mr. Reed, the bill was

Ordered to lie.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

Mr. President: I am directed to inform the Senate that the House have considered Senate bill entitled

S. 53. An act in addition to chapter eighty-nine of the General Statutes, relating to banks;

And do not concur in the passage thereof.

The House have considered Senate proposal of amendment to House bill entitled

H. 100. An act in addition to section twenty-five of

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chapter thirty-three of the General Statutes, relating to the attachment of property by copy;

And to joint resolution relating to the pardons of James Lynch and John McMahon, and others;

And have concurred therein.

The House have adopted, on their part, a joint resolution authorizing the purchase of Carpenter's picture of the First Reading of the Emancipation Proclamation,

In the adoption of which the concurrence of the Senate is requested.

The House have passed bills of the following titles:

H. 42. An act to protect fish in Suke's pond;

H. 115. An act to incorporate Springfield Village;

H. 156. An act to incorporate the Granville Vermont Lumber Company;

H. 177. An act amending section sixty-five of chapter twenty-four of the General Statutes, relating to laying out and discontinuing highways and bridges;

H. 179. An act in addition to an act to incorporate the University of Vermont and State Agricultural College, approved November 9, 1865;

H. 193. An act to incorporate Cobb's Cornet Band of Bridgewater;

H. 199. An act to incorporate the Otter Creek Steamboat Company;

H. 202. An act to incorporate the Munger Street Marble Company;

H. 214. An act to change the name of the Winooski Marble Company;

H. 223. An act to amend the charter of the Northfield Cemetery Association;

In the passage of which the concurrence of the Senate is requested.

Mr. Dale, from the Committee on the Judiciary to whom was referred House bill entitled

H. 106. An act to legalize the grand lists of the town of Morgan for the years 1865 and 1866;

Reported the same, recommending that the Senate propose to the House to amend, by striking out section one and inserting the following:

The several grand lists of the town of Morgan for the years 1865 and 1866, as made out by the listers of said town, and all taxes assessed thereon, are hereby made and

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declared equally legal and valid, as though said lists had been subscribed and sworn to and lodged in the town clerk's office as required by law; provided this act shall not take effect unless the listers who made said lists shall within thirty days after the passage of this act, subscribe and make oath to said lists in the manner provided for by law; and, provided further, that this act shall not effect any suit at law pending.

On motion of Mr. Skinner, the bill was

Ordered to lie.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 88. An act to incorporate the Prospect Hill Aqueduct Company;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 155. An act constituting Henry Clinton Conant heir-at-law of Henry C. and Huldah P. Hunt;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Engrossed bills of the following titles were severally read the third time and passed:

S. 45. An act granting certain privileges to the villages of Bennington and North Bennington;

S. 55. An act entitled "An act in amendment of an act to incorporate the village of St. Albans," approved November 21, 1864.

Mr. Orcutt, from the Committee on Printing to whom was referred a bill entitled

S. 99. An act relating to the sale of real estate, including the homestead, by guardians of insane persons, and in amendment of chapter sixty-eight of the General Statutes;

Reported the same, recommending the printing of three hundred and fifty copies; whereupon the bill was

Ordered to lie and be printed.

The order having been complied with, the bill was referred to the Committee on the Judiciary.

Mr. Barstow, from the select committee to whom was referred a bill entitled

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S. 36. An act to constitute a new county by the name of Union;

Reported, that no proof having been presented of compliance with the provisions of section one, chapter three, of the General Statutes relating to notice, the committee returned the bill without an expression of opinion, and asked to be discharged from its further consideration;

Thereupon the President decided that the General Statutes of the State relating to the subject, not having been complied with, no further action could be taken thereon.

Mr. Barstow, from the special committee to whom was referred sundry remonstrances of persons residing in Windsor county, in relation to the formation of a new county, reported the same, recommending that the remonstrants have leave to withdraw; upon which, under the ruling of the President, no action was taken.

Mr. Dorr, from the select committee to whom was referred the report of the commissioners for Vermont on the National Statuary, reported a joint resolution, as follows:

Resolved by the Senate and House of Representatives, That the Governor of this State is hereby authorized and requested to contract with Hiram Powers for a heroic statue in marble, of the late Jacob Collamer, and with Larkin G. Mead, Jr., for a heroic statue, in marble, of Ethan Allen, said statues when completed to be placed in the National Statuary Hall at Washington;

Which was read, and, on motion of Mr. Dorr,

Ordered to lie and made the special order for to-morrow afternoon at three o'clock.

A bill entitled

S. 8. An act relating to criminal prosecutions;

Was taken up, considered, and, on motion of Mr. Taft,

Ordered to lie, and made the special order for to-morrow afternoon at three o'clock.

Mr. Reed introduced a bill entitled

S. 107. An act in relation to alien stockholders in railroad corporations in this State;

Which was read the first and second time, and referred to the Committee on the Judiciary.

On motion of Mr. Cochran, House bill entitled

H. 25. An act to legalize the grand list of the town of Berkshire for the years 1864, 1865 and 1866;

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Was taken up, proposals of amendments agreed to, and, on motion of Mr. Dale,

Ordered to lie.

Mr. Taft, from the Committee on Printing to whom was referred a bill entitled

S. 107. An act in relation to alien stockholders in railroad corporations in this State;

reported adversely to the printing of the same; whereupon the bill was referred to the Committee on the Judiciary.

Mr. Hendee moved that the Secretary be directed to ask the House of Representatives to return to the Senate engrossed bill entitled

S. 80. An act to provide for the repairs of highways;

Which was agreed to.

Mr. Skinner, from the General Committee, to whom was referred House bill entitled

H. 178. An act in amendment of an act entitled, "An act to incorporate the Dellwood Cemetery Association at Manchester";

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Reed introduced a bill entitled

S. 108. An act assessing a tax on the county of Washington;

Which was read the first and second time, and, on motion of Mr. Reed, was referred to a select committee consisting of the senators from the county of Washington.

A joint resolution from the House of Representatives:

Resolved, the Senate concurring, That the Sergeant-at-Arms be instructed to purchase for the use of the State House, of the publisher's agent, Captain Sidney M. Southard, an artist's proof of Carpenter's national picture of the First Reading of the Emancipation Proclamation by President Lincoln;

Which was read and adopted in concurrence.

House bills of the following titles were severally read the first and second time and referred, as follows:

H. 42. An act to protect fish in Suke's pond;

H. 115. An act to incorporate Springfield Village;

H. 193. An act to incorporate Cobb's Cornet Band of Bridgewater;

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H. 199. An act to incorporate the Otter Creek Steamboat Company;

H. 214. An act to change the name of the Winooski Marble Company;

H. 223. An act to amend the charter of the Northfield Cemetery Association;

To the General Committee.

H. 156. An act to incorporate the Granville Vermont Lumber Company;

H. 202. An act to incorporate the Munger Street Marble Company;

To the Committee on Manufactures.

H. 177. An act amending section sixty-five of chapter twenty-four of the General Statutes, relating to laying out and discontinuing highways and bridges;

To the Committee on Roads.

H. 179. An act in addition to an act to incorporate the University of Vermont and State Agricultural College, approved November 9, 1865;

To the Committee on Education.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to return to the Senate, Senate bill entitled

S. 80. An act to provide for the repairs of highways;

Agreeably to the request of the Senate.

On motion of Mr. Hendee, the vote whereby engrossed bill entitled

S. 80. An act to provide for the repairs of highways;

Was passed, was reconsidered.

Mr. Martin moved that engrossed bill entitled

S. 80. An act to provide for the repairs of highways;

Be committed to a senator with instructions to amend,

First, In section one, line twenty-three, by striking out after the word "give," to and including the word "acting," in line twenty-seven, and inserting as follows: *pay or tender the sum in money to said owner or occupant;*

Which was agreed to.

Second, To add another section:

Sec. 3. Any highway surveyor or road-master of any highway district in this State, may, when in his opinion it shall become necessary to take any gravel, earth, stone,

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or other material, for the purpose of repairing or building any road under his charge, that lies within the limits of the highway, whether the same is to be used at or near the point where the same is taken from, or other places on said highway;

Which was agreed to.

The President designated Mr. Martin as the senator to whom the bill should be committed to amend under the instructions of the Senate.

Mr. Martin, the senator to whom was committed engrossed bill

S. 80. An act to provide for the repairs of highways;

Reported the same, amended agreeably to the instructions of the Senate.

Mr. Hendee moved that the vote adopting a resolution relating to the introduction of bills, and evening sessions, be reconsidered.

Mr. Hendee moved that the portion in reference to evening sessions be stricken out.

Mr. Hyde moved that the resolution be

Ordered to lie;

Which was disagreed to.

Mr. Hendee's proposal of amendment was agreed to, and the resolution adopted.

Mr. Hendee introduced a bill entitled

S. 109. An act relating to the appointment of commissioners and appraisers on estates of deceased persons;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Orcutt, from the Committee on Printing to whom was referred a bill entitled

S. 106. An act in amendment of section two of chapter one hundred and twenty-three of the General Statutes, relating to the appointment of a Superintendent of the State Prison;

Reported the same, recommending the printing of three hundred and fifty copies; whereupon the bill was

Ordered to lie and be printed.

On motion of Mr. Hendee, the Senate adjourned.

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TUESDAY, NOVEMBER 13, 1866.

Prayer by the Chaplain.

Journal of yesterday was read and approved.

Engrossed bills of the following titles were severally read the third time and passed:

S. 65. An act to incorporate the New York, New England and Montreal Express Company;

S. 84. An act to incorporate the Eolian Hotel Company.

A message was received from his Excellency, the Governor, by Mr. Gay, Secretary of Civil and Military Affairs, as follows:

Mr. PRESIDENT: I am directed by the Governor to inform the Senate that he has approved and signed bills originating in the Senate of the following titles:

S. 19. An act to amend section two, chapter seventy-seven, of the General Statutes, relating to the standard weight of grain;

S. 25. An act to pay John Lonergan the sum therein mentioned;

S. 29. An act to protect fish in Hermitage pond in Topsham;

S. 48. An act to incorporate the Vermont Manufacturing Company;

S. 54. An act to incorporate the Adams Slate and Tile Company;

S. 56. An act laying a tax on the county of Bennington;

S. 57. An act to amend an act entitled "An act incorporating and establishing the Norwich University at Norwich, in Windsor county," approved November 6, A. D. 1834;

S. 60. An act to amend section thirty-nine of chapter one hundred and twenty-six of the General Statutes, in relation to the fees of grand and petit jurors before the county court;

S. 62. An act to incorporate the Woodstock Academy of Natural Sciences;

S. 70. An act to incorporate the Northfield Slate and Tile Company.

He then withdrew.

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Engrossed bills of the following titles were severally read the third time and passed:

S. 89. An act ceding to the United States the exclusive jurisdiction over sites for custom-houses;

S. 98. An act relating to the times of holding the county court in Orleans county.

Engrossed bill entitled

S. 100. An act for the regulation and government of the Vermont Reform School;

Was read the third time.

Mr. Howe moved that the bill be committed to a senator with instructions to amend in section six, line six, by inserting after the words "promotion of," the word *religious;*

Which was agreed to.

The President designated Mr. Howe as the senator to whom the bill should be committed to amend under the instructions of the Senate.

Mr. Howe, the senator to whom was committed engrossed bill entitled

S. 100. An act for the regulation and government of the Vermont Reform School;

Reported the same amended agreeably to the instructions of the Senate.

Engrossed bills of the following titles were severally read the third time and passed:

S. 102. An act relating to the time of holding the county court in Caledonia county;

S. 103. An act to appropriate money for the State Library.

House bill entitled

H. 52. An act in addition to chapter twenty-eight of the General Statutes, relating to railroads and railroad corporations;

Was read the third time, and passed in concurrence, with a proposal of amendment.

On motion of Mr. Taft, House bill entitled

H. 25. An act to legalize the grand list of the town of Berkshire for the years 1864, 1865 and 1866;

Was taken up. Mr. Taft moved that the vote ordering the third reading of said bill, be reconsidered;

Which was agreed to.

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Mr. Taft moved that the vote agreeing to the committee's proposals of amendment to said bill, be reconsidered;

Which was agreed to.

The question recurring, Will the Senate agree to the committee's proposals of amendment to said bill? it was decided in the negative—yeas 6, nays 19.

Mr. Dorr having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Baker,	Clapp,	Reed,
Barstow,	Dale,	Taft—6.

Those senators who voted in the negative are Messrs.

Barlow,	Henry,	Orcutt,
Barrett,	Hill,	Porter,
Cochran,	Howe,	Root,
Dorr,	Hyde,	Sanborn,
Goodhue,	Ide,	Skinner,
Harlow,	Martin,	Smith—19.
Hendee,		

So the amendments were rejected; whereupon the bill was read the third time and passed in concurrence.

A bill entitled

S. 79. An act to enable certain towns to establish central schools;

Was taken up as a special order at this time, considered, and

Ordered to be engrossed and read the third time.

A bill entitled

S. 106. An act in amendment of section two, chapter one hundred and twenty-three, of the General Statutes, relating to the appointment of a Superintendent of the State Prison;

Was taken up, having been printed, and referred to the Committee on the Judiciary.

Mr. Taft, from the Committee on Printing to whom was referred a bill entitled

S. 109. An act relating to the appointment of commissioners and appraisers on the estates of deceased persons;

Reported the same, recommending the printing of three hundred and fifty copies; whereupon the bill was

Ordered to lie and be printed.

Mr. Taft, from the Committee on the Judiciary to whom was referred House bill

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H. 130. An act to legalize the grand list of the town of Sunderland;

Reported the same, recommending that the Senate propose to the House to amend,

First, in section one, lines three and four, by striking out the words, *are hereby declared legal and valid;*

Which was agreed to.

Second, In section one, line four, by striking out the word "also";

Which was agreed to.

Third, In section one, line seven, by striking out the words, "copies thereof left," and inserting in lieu thereof the word *lodged;*

Which was agreed to.

Fourth, By adding to section one the words, *but this act shall not affect any suit now pending;*

Which was disagreed to. Whereupon the bill was read the third time and passed in concurrence, with proposals of amendment.

Mr. Reed, by unanimous consent, introduced a bill entitled

S. 110. An act relating to the repairs of dams or ponds of water;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Hyde, from the Committee on Finance to whom was referred a bill entitled

S. 101. An act to provide for the printing of the Directory of the General Assembly;

Reported in favor of its passage; whereupon the bill was *Ordered* to be engrossed and read the third time to-morrow morning.

Mr. Skinner, from the General Committee, to whom was referred House bill entitled

H. 86. An act in amendment of section two, chapter one hundred and eighteen, of the General Statutes, relating to offenses against public health;

Reported in favor of its passage; whereupon the bill was *Ordered* to be read the third time to-morrow morning.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

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H. 89. An act in amendment to an act entitled "An act to incorporate the village of Fairhaven";

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 95. An act to incorporate the Starksboro Copper Mining Company;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 128. An act laying a tax on the county of Caledonia;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Baker introduced a joint resolution:

Resolved by the Senate and House of Representatives, That the Clerk of the House be directed to append to the present grand list blanks, the legal form of certificate of oath;

Which was read, and adopted on the part of the Senate.

On motion of Mr. Taft, a bill entitled

S. 18. An act to amend section seventeen, chapter eighty-seven, of the General Statutes, entitled "Insurance companies";

Was taken up. Mr. Taft moved that the bill be committed to a senator to amend, by striking out section one, and inserting the following in lieu thereof:

Sec. 1. Section seventeen of chapter eighty-seven of the General Statutes, is hereby repealed;

Which was agreed to.

The President designated Mr. Taft as the senator to whom the bill should be committed to amend, under the instructions of the Senate.

Mr. Taft, the senator to whom was committed engrossed bill entitled

S. 18. An act to amend section seventeen, chapter eighty-seven, of the General Statutes, entitled "Insurance companies";

Reported the bill amended agreeably to the instructions of the Senate.

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A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have adopted on their part a joint resolution, relating to the subject of reconstruction; also,

A joint resolution, granting the use of the Representatives' Hall to the Rev. D. A. Mack,

In the adoption of which the concurrence of the Senate is requested.

The House have considered Senate bills entitled

S. 42. An act to amend section fourteen of chapter seventy-two of the General Statutes, relative to the appointment of guardians for insane persons and spendthrifts;

S. 72. An act to protect the rights of married women;

And have passed the same in concurrence.

The House have passed a bill of the following title:

H. 167. An act to amend section forty of chapter twenty-two of the General Statutes, relating to the providing of district schools in certain cases;

In the passage of which the concurrence of the Senate is requested.

Mr. Reed, from the Committee on the Judiciary to whom was referred House bill entitled

H. 122. An act in relation to the qualifications of voters;

Reported the same, recommending that the Senate propose to the House to amend,

First, To amend the title by striking out the words, "in relation to the qualifications," and inserting in lieu thereof the words, *providing for a check list;*

Which was agreed to.

Second, In section four, line eleven, by striking out the word "which," and inserting in lieu thereof the words, *the said check list;*

Which was agreed to.

Third, In section seven, line two, by striking out the word "and";

Which was agreed to. Whereupon the bill was

Ordered to be read the third time to-morrow morning.

On motion of Mr. Cochran, the Senate adjourned.

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AFTERNOON.

Mr. Smith, by unanimous consent, introduced a bill entitled

S. 111. An act to incorporate the Monkton Kaolin Company;

Which was read the first and second time, and referred to the Committee on Manufactures.

A joint resolution from the House of Representatives:

Resolved by the Senate and House of Representatives, That the use of the Representatives' Hall be granted to Rev. D. A. Mack, late Chaplain in the old Vermont brigade, this (Tuesday) evening, for the purpose of delivering a lecture in behalf of the orphan and friendless children of Vermont;

Which was read and adopted in concurrence.

Engrossed bill entitled

S. 1. An act relating to divorce, and in addition to chapter seventy of the General Statutes;

Was taken up, being a special order at this time. The question being, Shall the vote whereby the bill was passed, be reconsidered? it was decided in the affirmative—yeas 15, nays 13.

Mr. Reed having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Baker,	Harlow,	Kellogg,
Barrett,	Hendee,	Porter,
Dorr,	Hill,	Root,
Doton,	Howe,	Sanborn,
Goodhue,	Hyde,	Skinner—15.

Those senators who voted in the negative are Messrs.

Barlow,	Henry,	Orcutt,
Barstow,	Ide,	Reed,
Clapp,	Lane,	Skinner,
Cochran,	Martin,	Taft—13.
Dale,		

So the vote whereby the bill was passed, was reconsidered.

The question being, Shall the bill pass? it was decided in the negative—yeas 13, nays 15.

Mr. Hendee having demanded the yeas and nays, they were taken, and are as follows:

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Those senators who voted in the affirmative are Messrs.

Barlow,	Henry,	Orcutt,
Barstow,	Ide,	Reed,
Clapp,	Lane,	Smith,
Cochran,	Martin,	Taft—13.
Dale,		

Those senators who voted in the negative are Messrs.

Baker,	Harlow,	Kellogg,
Barrett,	Hendee,	Porter,
Dorr,	Hill,	Root,
Doton,	Howe,	Sanborn,
Goodhue,	Hyde,	Skinner—15.

So the Senate refused to pass the bill.

Joint resolutions from the House of Representatives:

WHEREAS, The suppression of the late unprovoked, wicked, and gigantic rebellion against the best government in Christendom, involved the expenditure of billions of treasure, the sacrifice of hundreds of thousands of invaluable lives, and occasioned an incalculable amount of human suffering; therefore,

Resolved by the Senate and House of Representatives, That in the reconstruction of the states lately in rebellion, justice and humanity imperatively demand that there should be no compromise with traitors; on the contrary, that treason should be made odious, and traitors punished;

Resolved, That it is the exclusive right of Congress and the representatives of a loyal people, who, under God, saved the nation from utter ruin, to prescribe the terms whereby the rebellious states may resume their former relation to the government which they strove for four years to destroy;

Resolved, That we recognize in the unyielding position occupied by the legislative branch of the General Government, a degree of forbearance and forgiveness towards conquered rebels unparalleled in the history of the world, and actuated by none other than a Christian spirit, with a firm reliance upon the God of nations, we most solemnly pledge ourselves to support the Congress of the United States in a just and persistent demand for a full and complete recognition of the rights of every citizen within the limits of our broad domain;

Which were read and adopted in concurrence.

Mr. Hyde, by unanimous consent, introduced a bill entitled

S. 112. An act to amend an act entitled "An act to

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incorporate the Brooksville Edge Tool Company," approved October 24, 1861;

Which was read the first and second time, and referred to the Committee on Manufactures.

House bill entitled

H. 167. An act to amend section forty of chapter twenty-two of the General Statutes, relating to the providing of district schools in certain cases;

Was read the first and second time, and referred to the Committee on Education.

Mr. Reed introduced a joint resolution, as follows:

Resolved by the Senate and House of Representatives, That the use of the Hall of the House of Representatives be granted to H. H. Garnett, on Thursday evening of this week, for an address on the subject of the condition and needs of the colored men;

Which was read and adopted on the part of the Senate.

House bill entitled

H. 76. An act to legalize the grand list of the town of Greensboro;

Was taken up. The question being, Will the Senate propose to the House, to amend the bill as proposed by the Committee on the Judiciary? it was decided in the negative; whereupon the bill was read the third time and passed in concurrence.

House bill entitled

H. 106. An act to legalize the grand lists of the town of Morgan for the years 1865 and 1866;

Was taken up. The question being, Will the Senate propose to the House to amend as proposed by the Committee on the Judiciary? it was decided in the negative—yeas 5, nays 21.

Mr. Dale having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Baker,	Dale,	Taft—5.
Barstow,	Reed,	

Those senators who voted in the negative are Messrs.

Barrett,	Goodhue,	Howe,
Clapp,	Harlow,	Hyde,
Cochran,	Hendee,	Ide,
Dorr,	Henry,	Lane,
Doton,	Hill,	Martin,

13

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Orcutt,	Root,	Skinner,
Porter,	Sanborn,	Smith—21.

So the Senate disagreed to the proposal of amendment; whereupon the bill was read the third time, and passed in concurrence.

The joint resolution relating to the National Statuary Hall was taken up, being the special order at this time, considered, and adopted on the part of the Senate.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate, that the Governor has informed the House, that he has approved and signed bills, originating in the House, of the following titles:

H. 9. An act in amendment of section nine of chapter twenty-two of the General Statutes;

H. 23. An act in amendment of sections thirty-three and thirty-five of chapter seventy-two of the General Statutes;

H. 36. An act laying a tax on Orange county;

H. 53. An act in relation to the qualification of voters;

H. 56. An act to incorporate the Weathersfield and Claremont Railroad Company;

H. 57. An act to incorporate the Morgan Academy;

H. 58. An act to amend sections one and seven of an act incorporating the inhabitants of the first school district in Rockingham, for the purpose therein mentioned;

H. 71. An act to extend an act to authorize the removal of obstructions from Passumpsic River;

H. 91. An act construing section five of chapter sixty-eight of the General Statutes, in relation to estates of homestead;

H. 102. An act in addition to chapter one hundred and twelve of the General Statutes, relating to offenses against the lives and persons of individuals;

H. 105. An act to incorporate the American Marble Company;

H. 119. An act to amend an act entitled "An act to amend an act to incorporate the Village of Rutland, approved November 9, 1865";

H. 121. An act for the relief of Charles W. Bickford;

H. 131. An act to incorporate the Weston Boot and Shoe Manufacturing Company;

H. 134. An act regulating the fees of persons acting

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under the authority of the probate court, and in amendment of section fifty of chapter one hundred and twenty-six of the General Statutes;

H. 139. An act to authorize the listers of the town of Fletcher to correct the list of said town for the year 1866, and to legalize the taxes assessed on the list of said town for the years 1865 and 1866;

H. 148. An act to incorporate the Powers Marble Company;

H. 151. An act to incorporate the Leicester Marble Company;

H. 154. An act instructing the Committee to make up the Grand List to correct the list of the county of Washington for the year 1865, and for other purposes;

H. 171. An act to incorporate the Vermont State Eclectic Medical Society.

The House have considered Senate bill entitled:

S. 24. An act relating to probate fees and salaries;

And have passed the same in concurrence.

The House have passed bills of the following titles:

H. 174. An act directing the sentence of prisoners to be so regulated as to bring their discharge in the summer;

H. 243. An act authorizing the completion of the probate records for the district of Rutland, and to pay the register for completing the same;

In the passage of which the concurrence of the Senate is requested.

A bill entitled

S. 8. An act relating to criminal prosecutions;

Was taken up as a special order, considered, and, on motion of Mr. Dorr,

Ordered to lie.

Engrossed bill entitled

S. 97. An act relating to the printing of the grand list;

Was read the third time and passed.

Mr. Reed, from the Committee on the Judiciary to whom was referred a bill entitled

S. 71. An act in addition to section fifteen of chapter one of the General Statutes, entitled "Of elections";

Reported the same, recommending to amend the bill by striking out all after the enacting clause, and inserting the following:

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Sec. 1. At any freemen's meeting, after not less than three ballotings have been had for town representative, and no election has been made, three-fourths of the voters present, may vote not to elect a representative, in which case no further balloting shall be had;

Which was agreed to. And the bill was

Ordered to be engrossed and read the third time to-morrow afternoon.

On motion of Mr. Sanborn, House bill entitled

H. 3. An act to legalize the grand list of the town of Hardwick for the year 1864;

Was taken up, read the third time, and passed in concurrence.

House bills of the following titles were severally read the first and second time, and referred, viz:

H. 174. An act directing the sentence of prisoners to be so regulated as to bring their discharge in the summer;

To the Committee on the Judiciary.

H. 243. An act authorizing the completion of the probate records for the district of Rutland, and to pay the register for completing the same;

To the Committee on Finance.

Engrossed bill entitled

S. 46. An act regulating the pay of State's attorneys;

Was taken up, and, on motion of Mr. Taft,

Ordered to lie, and made the special order for to-morrow morning, at eleven o'clock.

Engrossed bill entitled

S. 47. An act providing for the appointment of an Attorney General;

Was taken up, and, on motion of Mr. Taft,

Ordered to lie, and made the special order for Thursday morning at eleven o'clock.

Mr. Porter, from the Committee on Bills, submitted the following report:

SENATE CHAMBER, November 10, 1866.

To the Honorable Senate now in session:

The Committee on Bills respectfully report that they have this day presented to the Governor, for his approval and signature, bills, originating in the Senate, of the following titles:

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S. 25. An act to pay John Lonergan the sum therein mentioned;

S. 54. An act to incorporate the Adams Slate and Tile Company;

S. 57. An act to amend an act entitled "An act incorporating and establishing the Norwich University at Norwich, in Windsor county," approved November 6, A. D. 1834;

S. 62. An act to incorporate the Woodstock Academy of Natural Sciences;

S. 70. An act to incorporate the Northfield Slate and Tile Company.

MARCUS O. PORTER, for Committee.

Mr. Porter, from the Committee on Bills, submitted the following report:

To the Honorable Senate now in session:

The Committee on Bills have this day presented to the Governor, for his approval and signature, bills, originating in the Senate, of the following titles:

S. 19. An act to amend section two, chapter seventy-seven, of the General Statutes, relating to the standard weight of grain;

S. 29. An act to protect fish in Hermitage pond in Topsham;

S. 48. An act to incorporate the Vermont Manufacturing Company;

S. 56. An act laying a tax on the county of Bennington;

S. 60. An act to amend section thirty-nine of chapter one hundred and twenty-six of the General Statutes, in relation to the fees of grand and petit jurors before the county court.

MARCUS O. PORTER, for Committee.

On motion of Mr. Goodhue, the Senate adjourned.

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WEDNESDAY, NOVEMBER 14, 1866.

Prayer by the Chaplain.

Journal of yesterday was read and approved.

A bill entitled

S. 109. An act relating to the appointment of commissioners and appraisers on the estates of deceased persons;

Having been printed, was taken up and referred to the Committee on the Judiciary.

Engrossed bill entitled

S. 75. An act to amend an act entitled "An act to amend an act to incorporate the village of Rutland, approved November 15, 1847," approved November 9, 1865;

Was read the third time, and on motion of Mr. Dorr, *Ordered* to lie.

Engrossed bill entitled

S. 82. An act in amendment of section one of chapter twenty-two of the General Statutes, and relating to the Board of Education;

Was read the third time, and, on motion of Mr. Dorr, *Ordered* to lie.

Engrossed bills of the following titles were severally read the third time and passed:

S. 79. An act to enable certain towns to establish central schools;

S. 85. An act to incorporate the Union Hook and Ladder Company No. 1, of Rutland;

S. 86. An act relating to the collection and payment of town taxes;

S. 87. An act to incorporate the East Dorset Cemetery Association;

S. 90. An act providing that towns may elect a collector of taxes;

S. 101. An act to provide for the printing of the Directory of the General Assembly.

On motion of Mr. Dorr, engrossed bill entitled

S. 82. An act in amendment of section one of chapter twenty-two of the General Statutes, and relating to the Board of Education;

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Was taken up. Mr. Dorr moved that the bill be committed to a senator, with instructions to amend the bill in section one, line eight, by striking out the word "two," and inserting in lieu thereof the word *three;*

Which was agreed to.

The President designated Mr. Dorr as the senator to whom the bill should be committed to amend, under the instructions of the Senate.

Mr. Dorr, the senator to whom was committed engrossed bill entitled

S. 82. An act in amendment of section one, chapter twenty-two, of the General Statutes, and relating to the Board of Education;

Reported the same amended agreeably to the instructions of the Senate; whereupon the bill was passed.

Mr. Skinner, from the General Committee, to whom was referred House bill entitled

H. 113. An act in amendment of section one of an act entitled "An act to incorporate the Newbury Medicinal Spring Company," approved November 11, 1862;

Reported the same, recommending that the Senate propose to the House to amend,

First, To add to section one, a section as follows:

Sec. 2. This act, and the act to which this is an amendment, shall be subject to all the provisions of chapter eighty-six of the General Statutes, entitled "Of private corporations";

Which was agreed to; whereupon the bill was read the third time, and passed in concurrence, with a proposal of amendment.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 193. An act to incorporate Cobb's Cornet Band of Bridgewater;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Martin, from the Committee on Roads to whom was referred House bill entitled

H. 120. An act to incorporate the Montpelier and St. Johnsbury Railroad Company;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

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Mr. Martin, from the Committee on Roads to whom was referred House bill entitled

H. 177. An act amending section sixty-five of chapter twenty-four of the General Statutes, relating to laying out and discontinuing highways and bridges;

Reported in favor of its passage; whereupon the bill was *Ordered* to be read the third time to-morrow morning.

Mr. Martin, from the Committee on Manufactures to whom was referred a bill entitled

S. 112. An act to amend an act entitled "An act to incorporate the Brooksville Edge Tool Company," approved October 24, 1864;

Reported in favor of its passage; whereupon the bill was *Ordered* to be engrossed and read the third time.

Engrossed bill entitled

S. 46. An act regulating the pay of State's attorneys;

Was taken up, being a special order for this time.

Mr. Dorr moved that the bill be committed to a senator with instructions to amend in section one by reducing the amount of salaries provided in the bill for State's attorneys of each county by reducing the sum provided for each one-half, and, on motion of Mr. Reed,

Ordered to lie.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered joint resolution from the Senate granting the use of the Hall of the House of Representatives to H. H. Garnett; also,

A joint resolution relating to the books and records in the office of Secretary of State,

And have adopted the same in concurrence.

The House have considered Senate proposals of amendment to House bills entitled

H. 52. An act in addition to chapter twenty-eight of the General Statutes, relating to railroads and railroad corporations;

H. 130. An act to legalize the grand list of the town of Sunderland;

H. 160. An act to incorporate the Allen Kerosene Oil Safe Company;

And have concurred therein.

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The House have considered Senate bills entitled

S. 69. An act to amend section forty-six, chapter twenty, of the General Statutes, in relation to Commissioner of the Insane;

S. 28. An act authorizing the Mt. Mansfield Hotel Company to issue bonds;

And have have passed the same in concurrence, with proposals of amendment,

In the adoption of which the concurrence of the Senate is requested.

The House have considered Senate bills entitled

S. 51. An act amending section forty-four, chapter seventy, of the General Statutes, relating to proceedings in divorce cases;

S. 76. An act to incorporate the Brandon Reservoir Company;

S. 81. An act fixing the time for holding the county court in the county of Orange, and in alteration of section twenty-six, chapter thirty, of the General Statutes;

And have passed the same in concurrence.

The House have passed bills of the following titles:

H. 26. An act in amendment of section forty-four, chapter one hundred and twenty-six, of the General Statutes, relating to jailors' fees;

H. 48. An act to amend section four of chapter nine of the General Statutes, relating to reports of certain officers;

H. 107. An act to provide for the restoration and preservation of fish in the State of Vermont;

H. 181. An act to incorporate the West Rutland Centre School;

H. 192. An act to amend section four of chapter seventeen of the General Statutes, in relation to fees for registration;

H. 186. An act in amendment of chapter eighty-three of the General Statutes, entitled "Of assessment and collection of taxes";

H. 206. An act restoring William T. Ellison to his legal rights and privileges;

H. 209. An act in addition to chapter seventy of the General Statutes, entitled "Of divorce, alimony, custody of children, also of children of persons living separate";

H. 235. An act in addition to an act entitled "An act to protect fish in Otter Creek";

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H. 258. An act to protect fish in Shelburne pond;

H. 259. An act to establish a State Normal School;

In the passage of which the concurrence of the Senate is requested.

Mr. Dorr, from the Committee on Education to whom was referred House bill entitled

H. 179. An act in addition to an act to incorporate the University of Vermont and State Agricultural College, approved November 9, 1865;

Reported the same, recommending that the Senate propose to the House, to amend the bill in section one, line six, by inserting after the word "of," the words, *the Auditor, countersigned by;*

Which was agreed to; whereupon the bill was read the third time and passed in concurrence, with a proposal of amendment.

Mr. Cochran, from the Committee on Manufactures to whom was referred a bill entitled

S. 23. An act to incorporate the St. Albans Marble Company;

Reported in favor of its passage; whereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Cochran, from the Committee on Manufactures to whom was referred House bill entitled

H. 156. An act to incorporate the Granville Vermont Lumber Company;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 223. An act to amend the charter of the Northfield Cemetery Association;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Lane, from the Committee on Education to whom was referred House bill entitled

H. 200. An act enlarging the powers of school district number four in Middlebury;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Reed, from the select committee to whom was referred a bill entitled

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S. 108. An act assessing a tax on the county of Washington;

Reported the same, recommending that the blank in section one, line one, be filled by inserting the words, *three and one-half;* and the bill was

Ordered to be engrossed and read the third time.

Mr. Reed, from the Committee on the Judiciary to whom was referred a bill entitled

S. 95. An act in addition to chapter eighty-three of the General Statutes, entitled "Of the grand list";

Recommending that the bill be amended by adding a section as follows:

Sec. 4. The Secretary of State shall also deliver to the Treasurer of the State and to the Auditor of Accounts a certified copy of the said grand list, for the use of their several departments;

Which was agreed to, and the bill, as amended, was

Ordered to be engrossed and read the third time to-morrow afternoon.

On motion of Mr. Reed, engrossed bill entitled

S. 46. An act regulating the pay of State's attorneys;

Was taken up. The question being, Shall the bill be committed to a senator to amend as proposed by Mr. Dorr? it was decided in the affirmative—yeas 18, nays 10.

Mr. Martin having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Baker,	Goodhue,	Lane,
Barstow,	Hendee,	Orcutt,
Clapp,	Henry,	Reed,
Dale,	Howe,	Root,
Dorr,	Hyde,	Sanborn,
Doton,	Ide,	Taft—18.

Those senators who voted in the negative are Messrs.

Barlow,	Hill,	Porter,
Barrett,	Kellogg,	Skinner,
Cochran,	Martin,	Smith—10.
Harlow,		

Thereupon the President designated Mr. Dorr as the senator to whom the bill should be committed to amend, under the instructions of the Senate.

House bill entitled

H. 122. An act in relation to the qualifications of voters;

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Was read the third time, and pending the question, Shall the bill pass?

On motion of Mr. Dorr, the Senate adjourned.

AFTERNOON.

Mr. Goodhue, by unanimous consent, introduced a bill entitled

S. 113. An act to legalize the grand list of Jamaica;

Which was read the first and second time, and referred to the Committee on the Judiciary.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

Mr. President: I am directed to inform the Senate that the House have considered Senate bill entitled

S. 63. An act fixing the salaries of the judges of the Supreme Court;

And have passed the same in concurrence.

On motion of Mr. Dorr, engrossed bill entitled

S. 75. An act to amend an act entitled "An act to amend an act to incorporate the village of Rutland, approved November 15, 1847," approved November 9, 1865;

Was taken up. Mr. Dorr moved that the bill be committed to a senator to amend in section one, line twenty-four, by striking out the word "six," and inserting in lieu thereof the word *twelve;*

Which was agreed to.

The President designated Mr. Dorr as the senator to whom the bill should be committed to amend, under the instructions of the Senate.

Mr. Dorr, the senator to whom was committed engrossed bill entitled

S. 75. An act to amend an act entitled "An act to amend an act to incorporate the village of Rutland, approved November 15, 1847," approved November 9, 1865;

Reported the same amended agreeably to the instructions of the Senate.

Mr. Orcutt, from the Committee on Printing to whom was referred a bill entitled

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S. 110. An act relating to the repairs of dams or ponds of water;

Reported the same, recommending the printing of three hundred and fifty copies; whereupon the bill was

Ordered to lie and be printed.

Mr. Dorr the senator to whom was committed engrossed bill entitled

S. 46. An act regulating the pay of State's attorneys;

Reported the same, amended agreeably to the instructions of the Senate.

Mr. Orcutt moved that the bill be committed to a senator to amend,

First, In section one, line forty, by striking out the word "four," and inserting the word *two*.

Second, In section one, line forty-five, by striking out the word "seven," and inserting the word *five*.

Third, In section one, line forty-eight, by striking out the word "fifteen," and inserting the word *ten*.

Fourth, In section one, line fifty, by striking out the word "ten," and inserting the word *five*.

The several amendments were agreed to, and the President designated Mr. Orcutt as the senator to whom the bill should be committed to amend under the instructions of the Senate.

Engrossed bill entitled

S. 71. An act in addition to section fifteen of chapter one of the General Statutes, entitled "Of elections";

Was read the third time and passed.

Engrossed bill entitled

S. 28. An act authorizing the Mount Mansfield Hotel Company to issue bonds;

Was taken up, having been returned from the House of Representatives with a proposal of amendment as follows: In section one, line twenty-six, by adding after the word "determine," the following: *provided however, this act shall only authorize said company to issue such notes or bonds for the purpose of raising money to pay the debts of said company, and for no other purpose;*

Which was agreed to.

Engrossed bill entitled

S. 69. An act to amend section forty-six, chapter twenty, of the General Statutes, in relation to Commissioner of the Insane;

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Was taken up, having been returned from the House of Representatives, with a proposal of amendment as follows: In section one, line ten, by striking out the word "two," and inserting in lieu thereof the word *one;*

Which was agreed to.

Mr. Reed, from the Committee on the Judiciary to whom was referred a bill entitled

S. 92. An act in addition to chapter seventy-nine of the General Statutes, entitled "Of money of account and interest";

Reported in favor of its passage; whereupon the bill was *Ordered* to be engrossed and read the third time to-morrow afternoon.

Mr. Reed, from the Committee on the Judiciary to whom was referred a bill entitled

S. 104. An act to authorize the towns of Woodstock, Sherburne, Bridgewater, Plymouth, Pomfret, Hartland and Hartford to raise money for building a railroad;

Reported in favor of its passage; and the bill was *Ordered* to be engrossed and read the third time.

Mr. Reed, from the Committee on the Judiciary to whom was referred a bill entitled

S. 105. An act to amend section one of an act entitled "An act to authorize the town of Woodstock to raise money to build a railroad";

Mr. Orcutt, the senator to whom was committed engrossed bill entitled

S. 46. An act regulating the pay of State's attorneys;

Reported the same amended agreeably to the instructions of the Senate.

Mr. Martin moved that said bill be committed to a senator to amend in section one, line twelve, by striking out the words "one dollar," and inserting the words, *ten cents for each one hundred words contained in the same;*

Which was agreed to.

The President designated Mr. Martin as the senator to whom the bill should be committed to amend, under the instructions of the Senate.

Mr. Martin, the senator to whom was committed engrossed bill entitled

S. 46. An act regulating the pay of State's attorneys;

Reported the same amended agreeably to the instructions of the Senate.

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The question being, Shall the bill pass? it was decided in the affirmative—yeas 14, nays 13.

Mr. Martin having demanded the yeas and nays, they were taken and are as follows:

Those senators who voted in the affirmative are Messrs.

Barstow,	Goodhue,	Ide,
Clapp,	Hendee,	Orcutt,
Cochran,	Henry,	Reed,
Dale,	Howe,	Taft—14.
Dorr,	Hyde,	

Those senators who voted in the negative are Messrs.

Baker,	Kellogg,	Root,
Barlow,	Lane,	Sanborn,
Barrett,	Martin,	Skinner,
Harlow,	Porter,	Smith—13.
Hill,		

So the bill passed.

House bills of the following titles were severally read the first and second time and referred, viz:

H. 107. An act to provide for the restoration and preservation of fish in the State of Vermont;

H. 192. An act to amend section four of chapter seventeen of the General Statutes, in relation to fees for registration;

H. 235. An act in addition to an act entitled an act to protect fish in Otter Creek;

H. 258. An act to protect fish in Shelburne Pond;

To the General Committee.

H. 181. An act to incorporate the West Rutland Centre School;

H. 259. An act to establish a State Normal School;

To the Committee on Education.

H. 186. An act in amendment of chapter eighty-three of the General Statutes, entitled "Of assessment and collection of taxes";

H. 26. An act in amendment section forty-four of chapter one hundred and twenty-six of the General Statutes, in relation to jailors' fees;

H. 206. An act restoring William T. Ellison to his legal rights and privileges;

H. 209. An act in addition to chapter seventy of the General Statutes, entitled "Of divorce, alimony, custody of children, also of children of persons living separate."

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Mr. Goodhue, from the Committee on Manufactures to whom was referred a bill entitled

S. 111. An act to incorporate the Monkton Kaolin Company;

Reported in favor of its passage; whereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Goodhue, from the Committee on Manufactures to whom was referred House bill entitled

H. 202. An act to incorporate the Munger Street Marble Company;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Taft, from the Committee on the Judiciary to whom was referred a bill entitled

S. 94. An act to legalize the grand list of the town of Cornwall for the year 1866;

Reported in favor of its passage; whereupon the bill was *Ordered* to be engrossed and read the third time.

Mr. Taft, from the Committee on the Judciary to whom were referred House bills entitled

H. 72. An act to legalize the grand list of the town of Granville for the years 1864, 1865 and 1866;

H. 149. An act to legalize certain proceedings of the town of Essex;

Reported in favor of their passage; whereupon they were severally read the third time and passed in concurrence.

Mr. Taft, from the Committee on the Judiciary to whom was referred House bill entitled

H. 75. An act in amendment of section sixteen, chapter eighty-three, of the General Statutes, entitled "Grand list";

Reported the same without an expression of opinion; whereupon the third reading of said bill was refused.

House bill entitled

H. 122. An act in relation to the qualification of voters;

Was taken up as unfinished business. The question being, Shall the bill pass in concurrence? Mr. Barlow moved to propose to the House to amend,

First, In section one, line two, by striking out the word "one-tenth" and inserting the words, *a majority*.

Second, In section one, lines five and six, by striking out the words, "city, town or"; also in line eight, by striking out the words, "city, town or."

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Third, In section two, line four, by striking out the words, "city, town and";

Fourth, In section three, line five, by striking out the words, "city, town or";

Fifth, In section four, lines five and six, by striking out the words, "city, town or."

On motion of Mr. Barlow, the bill and proposals of amendment were

Ordered to lie, and be made the special order at eleven o'clock to-morrow morning.

A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the Governor has informed the House that he has approved and signed bills, originating in the House, of the following titles:

H. 77. An act to legalize the grand list of the town of Chittenden for the year 1866;

H. 84. An act to pay certain State officers;

H. 94. An act to legalize the grand list of the town of Woodbury for the year 1866;

H. 100. An act in addition to section twenty-five of chapter thirty-three of the General Statutes, relating to the attachment of property by copy;

H. 126. An act for the preservation of fish in the waters therein named;

H. 142. An act to incorporate the Weston Hotel Company;

H. 145. An act to authorize the town of Sharon to purchase the water privilege and dam across White river, or aid in completing the dam;

H. 162. An act to incorporate the American Slate Company;

H. 168. An act to incorporate the Eureka Marble Company;

H. 169. An act to incorporate the Rutland County Peat Company;

H. 180. An act to incorporate the Excelsior Marble Company;

H. 184. An act changing the corporate name of Troy Conference Academy.

Mr. Reed, by unanimous consent, introduced a bill entitled

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S. 114. An act to provide for the expenses of the Judges of the Supreme Court;

Which was read the first and second time, and referred to the Committee on Printing.

Mr. Doton, from the Committee on Education to whom was referred a bill entitled

S. 59. An act in addition to section seven of chapter twenty-two of the General Statutes, relating to text-books prescribed for use in district schools of this State;

Reported, recommending the passage of a substitute bill, as follows:

S. 115. An act in addition to section seven of chapter twenty-two of the General Statutes, relating to text-books prescribed for use in the district schools of this State.

It is hereby enacted by the General Assembly of the State of Vermont:

SEC. 1. The list of grammars, geographies, arithmetics, readers and spellers, which have been selected by the Board of Education, under the act of the legislature approved November 23, 1858, to be used in the school districts of this State, with such limitations of text-books, in each of said branches, as the said Board have seen fit to prescribe under said act, such selection having been made prior to the first day of January, 1859, and having been published in all the newspapers in the State, in the month of January, 1859, and also inserted in each school register; and also the Geography and History of Vermont, selected by the Board of Education, under the act approved November 29, 1862, shall be and remain authoritative and binding upon the Board of Education, superintendents and teachers, until January 1, A. D. 1870, and teachers and superintendents shall recommend for use in the district schools, as new books shall become necessary for instruction in the branches named, no other than the books included in said list so established.

SEC. 2. The Board of Education are hereby authorized, and it is made their duty, on or before July 1, 1868, and on or before said date every fifth year thereafter, to select a list of such grammars, geographies, arithmetics, histories of this State and the United States, philosophies, algebras, readers and spellers, not exceeding one book of a kind in each branch, as they shall deem best suited for instruction and use in the district schools in this State, in each of said branches; and shall cause the list so selected to be published in all the news-

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papers published in the State during the month of January next following the making of such selection; and also to be inserted in each school register issued after one year from the making of such selection; which list so selected, shall be and remain authoritative and binding upon the Board of Education, superintendents and teachers, for and during five years from and after January 1, 1870, and each five years thereafter; and superintendents and teachers shall recommend for use in the district schools, as new books shall become necessary for instruction in the branches named, no other than the books included in said list so selected and published.

SEC. 3. The authority herein granted for the revision of the list of school books is hereby so limited that the Board of Education shall not at any revision after 1868, cause to be changed the same kind of book oftener than once in five years; and when any change of books is contemplated by the said Board, under the provisions of this act, they shall request the prominent teachers throughout the State to examine the different text-books in the branches under consideration, and to furnish to the Board their opinions in writing. And when any change is recommended by the Board, they shall, in their next annual report after such recommendation, publish the reasons which governed their action, together with such opinions of teachers as shall have been furnished them as herein provided.

SEC. 4. If at any time the publishers of any of the text-books recommended by the said Board shall charge an exorbitant price therefor, or for any cause any of such books shall fail to accomplish the end for which they were recommended, it shall be the duty of the said Board to report through the Governor to the Legislature such facts, recommending such action thereon as in their judgment is required.

SEC. 5. When any change is recommended by the Board, as herein provided, it shall be only a gradual change, not involving any extra expense to the pupils of the schools of the State, and the direction given by the Board shall be, that new books hereafter purchased as new classes are formed, shall be those by them selected and prescribed.

SEC. 6. Whenever an exchange of books shall be made under the provisions of this act, it shall be upon conditions with the publishers of any new book adopted, that they shall receive all the books in the hands of book dealers in this State, in good condition, discontinued by the Board of Edu-

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cation, and shall allow to the dealers the full trade value therefor;

Which was agreed to, and, on motion of Mr. Skinner, the substitute bill was

Ordered to lie, and the Secretary directed to procure the printing of three hundred and fifty copies, for the use of the General Assembly.

Mr. Howe, from the Committee on Claims to whom was referred a bill entitled

S. 10. An act to pay John H. Skinner the sum therein mentioned;

Reported adversely to its passage; whereupon the bill was considered, and, on motion of Mr. Skinner, was

Ordered to lie, and be made the special order at two o'clock to-morrow afternoon.

Mr. Howe, from the Committee on Claims, to whom was referred House bill entitled

H. 212. An act to pay Giles M. Carpenter the sum therein named;

Reported in favor of its passage.

The question being, Shall the bill be read the third time? it was decided in the affirmative—yeas 19, nays 4.

Mr. Hendee having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Baker,	Hendee,	Orcutt,
Barlow,	Hill,	Porter,
Barstow,	Howe,	Sanborn,
Clapp,	Hyde,	Skinner,
Dale,	Ide,	Smith,
Dorr,	Lane,	Taft—19.
Harlow,		

Those senators who voted in the negative are Messrs.

Barrett,	Henry,	Root—4.
Cochran,		

So the bill was

Ordered to be read the third time; whereupon the bill was read the third time and passed in concurrence.

Mr. Orcutt, by unanimous consent, introduced a bill entitled

S. 116. An act to incorporate the Warren Gold Mining Company;

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Which was read the first and second time, and referred to the Committee on Manufactures.

On motion of Mr. Taft, the Senate adjourned.

THURSDAY, NOVEMBER 15, 1866.

Prayer by the Chaplain.

Journal of yesterday was read and approved.

Mr. Baker, by unanimous consent, introduced a bill entitled

S. 117. An act to incorporate the Craftsbury Mill Company;

Which was read the first and second time, and referred to the Committee on Manufactures.

House bill entitled

H. 177. An act amending section sixty-five of chapter twenty-four of the General Statutes, relating to laying out and discontinuing highways and bridges;

Was read the third time and passed in concurrence.

Mr. Skinner, from the General Committee to whom was referred a resolution relative to the expediency of exempting certain deposits in savings banks from taxation,

Reported that they had considered the same, and are of the opinion that no further legislation is necessary. Whereupon the committee were discharged from its further consideration.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 115. An act to incorporate Springfield Village;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Skinner, from the General Committee to whom were referred House bills entitled

H. 199. An act to incorporate the Otter Creek Steamboat Company;

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H. 214. An act to change the name of the Winooski Marble Company;

Reported in favor of their passage; whereupon they were severally read the third time and passed in concurrence.

Mr. Dale, from the Committee on the Judiciary to whom was referred a bill entitled

S. 93. An act to amend an act, approved November 21, 1864, entitled "An act to provide for the repairs of houses of public worship";

Reported in favor of its passage; and the bill was

Ordered to be engrossed and read the third time to-morrow morning.

A bill entitled

S. 110. An act relating to the repairs of dams or ponds of water;

Having been printed, was taken up and referred to the Committee on the Judiciary.

Mr. Dale, from the Committee on the Judiciary to whom were referred bills entitled

S. 99. An act relating to the sale of real estate, including the homestead, by guardians of insane persons, and in amendment of chapter sixty-eight of the General Statutes;

S. 109. An act relating to the appointment of commissioners and appraisers on the estates of deceased persons;

Reported in favor of their passage; whereupon said bills were severally

Ordered to be engrossed and read the third time to-morrow morning.

Mr. Dale, from the Committee on the Judiciary to whom was referred House bill entitled

H. 209. An act in addition to chapter seventy of the General Statutes, entitled "Of divorce, alimony, custody of children, also of children of persons living separate";

Reported in favor of its passage; whereupon said bill was

Ordered to be read the third time to-morrow morning.

Mr. Hyde, from the Committee on Finance to whom was referred a bill entitled

S. 91. An act relating to the payment to the State treasury of non-resident State taxes, and in amendment of section twenty-four, chapter eighty-four, of the General Statutes;

Reported adversely to its passage; whereupon the engrossment and third reading of said bill was refused.

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Mr. Ide, from the Committee on Agriculture to whom was referred House bill entitled

H. 99. An act to incorporate the Valley Cheese Manufacturing Company of Hinesburgh;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Dorr, from the Committee on Education to whom was referred House bill entitled

H. 259. An act to establish a State Normal School;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Engrossed bill entitled

S. 47. An act providing for the appointment of an Attorney General;

Was taken up, being a special order at this time, and, on motion of Mr. Taft, the bill was indefinitely postponed.

Mr. Taft, from the Committee on the Judiciary to whom was referred

S. 96. An act to repeal certain sections of chapter eighty-seven of the General Statutes, relating to insurance companies;

Reported adversely to its passage; whereupon the engrossment and third reading of said bill was refused.

Mr. Taft, from the committee on the Judiciary to whom was referred House bill entitled

H. 73. An act to legalize the vote of the town meeting of Shoreham, relative to bounties, held March 7th, 1865;

Reported the same, recommending that the Senate propose to the House to amend the bill in section one, line eight, by striking out all after the word "legalized";

Which was agreed to; whereupon the bill was read the third time and passed in concurrence, with a proposal of amendment.

Mr. Taft, from the Committee on the Judiciary to whom was referred House bill entitled

H. 174. An act directing the sentence of prisoners to be so regulated as to bring their discharge in the summer;

Reported adversely to its passage; whereupon the third reading of said bill was refused.

Mr. Taft, from the Committee on the Judiciary to whom was referred House bill entitled

H. 192. An act to amend section four of chapter seven-

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teen of the General Statutes, in relation to fees for registration;

Reported the same, recommending that the Senate propose to the House to amend in section one, line six, by striking out the words, "births, deaths and marriages";

Which was agreed to; whereupon the bill was read the third time and passed in concurrence, with a proposal of amendment.

Mr. Taft, from the Committee on the Judiciary, to whom was referred House bill entitled

H. 206. An act restoring William T. Ellison to his legal rights and privileges;

Reported in favor of its passage; whereupon said bill was read the third time and passed in concurrence.

On motion of Mr. Skinner, the vote whereby House bill entitled

H. 212. An act to pay Giles M. Carpenter the sum therein named;

Was passed, be reconsidered, and, on motion of Mr. Cochran, was

Ordered to lie, and be made the special order at two and one-half o'clock this afternoon.

Engrossed bills of the following titles were severally read the third time and passed:

S. 23. An act to incorporate the St. Albans Marble Company;

S. 104. An act to authorize the towns of Woodstock Sherburne, Bridgewater, Plymouth, Pomfret, Hartland and Hartford to raise money for building a railroad;

S. 108. An act assessing a tax on the county of Washington.

Mr. Reed, from the Committee on the Judiciary to whom was referred a bill entitled

S. 95. An act in addition to chapter eighty-three of the General Statutes, entitled "Of the grand list";

Reported the same, recommending that the bill be amended by adding a section as follows:

Sec. 4. The Secretary of State shall also deliver to the Treasurer of the State and to the Auditor of Accounts, a certified copy of the said grand list, for the use of their several departments;

Which was agreed to, and the bill was

Ordered to be engrossed and read the third time.

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Mr. Reed, from the Committee on the Judiciary to whom was referred a bill entitled

S. 83. An act relating to the statute of limitation, and in amendment of chapter sixty-three of the General Statutes;

Reported adversely to its passage; whereupon the engrossment and third reading of said bill was refused.

Mr. Reed, from the Committee on the Judiciary to whom was referred a bill entitled

S. 106. An act in amendment of section two of chapter one hundred and twenty-three of the General Statutes, relating to the appointment of a Superintendent of the State Prison;

Reported in favor of its passage; and the bill was

Ordered to be engrossed and read the third time to-morrow morning.

Mr. Reed, from the Committee on the Judiciary to whom was referred a bill entitled

S. 113. An act to legalize the grand list of Jamaica;

Reported in favor of its passage; and the bill was

Ordered to be engrossed and read the third time.

Mr. Reed, from the Committee on the Judiciary to whom was referred House bill entitled

H. 26. An act in amendment of section forty-four, chapter one hundred and twenty-six, of the General Statutes, relating to jailors' fees;

Reported in favor of its passage; whereupon said bill was read the third time and passed in concurrence.

Mr. Harlow, from the Committee on Finance to whom was referred House bill entitled

H. 243. An act authorizing the completion of the probate records for the district of Rutland, and to pay the register for completing the same;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Doton, from the Committee on Education to whom was referred House bill entitled

H. 181. An act to incorporate the West Rutland Centre School;

Reported in favor of its passage; whereupon said bill was read the third time and passed in concurrence.

On motion of Mr. Skinner, the Senate adjourned.

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AFTERNOON.

A bill entitled

S. 10. An act to pay John H. Skinner the sum therein named;

Was taken up, being a special order at this time.

Mr. Skinner moved that the bill be re-committed to the Committee on Claims, with instructions to fill the blank in said bill with such sum as is usual in similar cases.

Pending the question, on agreeing to the proposal of Mr. Skinner,

On motion of Mr. Cochran, the bill was

Ordered to lie.

A bill entitled

S. 8. An act relating to criminal prosecutions;

Was taken up, and

Ordered to be engrossed and read the third time to-morrow morning.

Mr. Dorr, from the Committee on Education to whom was referred House bill entitled

H. 167. An act to amend section forty of chapter twenty-two of the General Statutes, relating to the providing of district schools in certain cases;

Reported the same, recommending that the Senate propose to the House to amend by adding to section one the following: *by prudential committees, and may appoint a collector of taxes and clerk, who shall have the same powers and perform the same duties as are now provided for school district collectors and clerks;*

Which was agreed to. Whereupon the bill was read the third time and passed in concurrence, with a proposal of amendment.

A message was received from his Excellency, the Governor, by Mr. Gay, Secretary of Civil and Military Affairs, as follows:

Mr. President: I am directed by the Governor, to inform the Senate, that he has approved and signed bills originating in the Senate, of the following titles:

S. 24. An act relating to probate fees and salaries;

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S. 37. An act to enable the State Treasurer to discharge certain mortgages given for banking purposes;

S. 42. An act to amend section fourteen of chapter seventy-two of the General Statutes;

S. 51. An act amending section forty-four, chapter seventy, of the General Statutes;

S. 63. An act fixing the salaries of the Judges of the Supreme Court.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 42. An act to protect fish in Suke's pond;

Reported the same, recommending that the Senate propose to the House to amend in section one by adding the following proviso: *Provided, nothing in this act shall prevent the owner or owners or occupants of the farm on which said pond is situated, from taking fish at all times in said pond;*

Which was agreed to; whereupon the bill was read the third time and passed in concurrence.

On motion of Mr. Taft, a bill entitled

S. 10. An act to pay John H. Skinner the sum therein mentioned;

Was taken up, and the motion of Mr. Skinner to re-commit the bill, with instructions, was agreed to.

Engrossed bill entitled

S. 92. An act in addition to chapter seventy-nine of the General Statutes, entitled "Of money of account and interest";

Was read the third time, and, on motion of Mr. Dale, was

Ordered to lie, and be made the special order at eleven o'clock to-morrow morning.

Engrossed bills of the following titles were severally read the third time and passed:

S. 94. An act to legalize the grand list of the town of Cornwall for the year 1866;

S. 105. An act to amend section one of an act entitled "An act to authorize the town of Woodstock to raise money for building a railroad."

House bill entitled

H. 212. An act to pay Giles M. Carpenter the sum therein named;

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Was taken up as a special order. Mr. Hendee moved to propose to the House to amend in section one, line four, by striking out the word "four" before the word "years,"

Which was disagreed to. Whereupon the bill was passed in concurrence.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered joint resolution from the Senate, relating to grand list blanks;

And have adopted the same in concurrence.

The House have considered Senate proposals of amendment to House bills entitled

H. 113. An act in amendment of section one of an act entitled "An act to incorporate the Newbury Medicinal Spring Company," approved November 11, 1862;

H. 117. An act in amendment of sections two and three of chapter seventeen of the General Statutes, relating to the registry and returns of births, marriages and deaths;

H. 179. An act in addition to an act to incorporate the University of Vermont and State Agricultural College, approved November 9, 1865;

And have concurred therein.

The House have considered Senate bills entitled

S. 66. An act repealing chapter one hundred and nine of the General Statutes, entitled "Of persons claimed as fugitive slaves, and to prevent kidnapping";

S. 77. An act to pay certain State officers;

S. 87. An act to incorporate the East Dorset Cemetery Association;

S. 45. An act granting certain privileges to the villages of Bennington and North Bennington;

S. 88. An act relating to the times of holding the Supreme Court in the county of Windsor, and in amendment of section seven, chapter thirty, of the General Statutes;

S. 101. An act to provide for the printing of the Directory of the General Assembly;

And have passed the same in concurrence.

The House have considered Senate bill entitled

S. 7. An act to amend section sixty-one, chapter eighty-nine of the General Statutes;

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And have passed the same in concurrence, with a proposal of amendment,

In the adoption of which the concurrence of the Senate is requested.

The House have passed bills of the following titles:

H. 125. An act in amendment of sections one and six of chapter twenty-two of the General Statutes, entitled "Of common schools and school laws";

H. 188. An act to incorporate the Village of Ludlow;

H. 218. An act to incorporate the Lunenburgh Starch Company;

H. 219. An act to incorporate the Free Press Association;

H. 222. An act to legalize the grand lists of the town of Coventry;

H. 234. An act to legalize the grand lists of the town of Guilford for the years 1863, 1864, 1865 and 1866;

In the passage of which the concurrence of the Senate is requested.

House bill entitled

H. 122. An act in relation to the qualifications of voters;

Was taken up as a special order, and, on motion of Mr. Hyde, was

Ordered to lie and made the special order for to-morrow morning at eleven o'clock.

Mr. Barlow, by unanimous consent, introduced a bill entitled

S. 118. An act in addition to an act entitled "An act for the relief of school district number four, in St. Albans";

Which was read the first and second time, and referred to the Committee on Education.

House bills of the following titles were severally read the first and second time, and referred, viz:

H. 125. An act in amendment of sections one and six of chapter twenty-two of the General Statutes, entitled "Of common schools and school laws";

To the Committee on Education.

H. 188. An act to incorporate the Village of Ludlow;

H. 219. An act to incorporate the Free Press Association;

To the General Committee.

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H. 218. An act to incorporate the Lunenburgh Starch Company;

To the Committee on Manufactures.

H. 222. An act to legalize the grand lists of the town of Coventry;

H. 234. An act to legalize the grand lists of the town of Guilford, for the years 1863, 1864, 1865 and 1866;

To the Committee on the Judiciary.

Mr. Reed moved that the Senate take a recess for thirty minutes,

Which was agreed to.

The time of the recess having expired, the President resumed the chair.

Mr. Dorr moved that the Senate adjourn,

Which was disagreed to.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have passed bills of the following titles:

H. 236. An act to incorporate the Smith Soapstone Company;

H. 239. An act to authorize the towns of Woodstock, Sherburne, Bridgewater, Plymouth, Pomfret, Hartland and Hartford, to raise money for building a railroad;

H. 240. An act to amend section one of an act entitled "An act to authorize the town of Woodstock to raise money for building a railroad";

H. 261. An act in relation to appeals from judgments of justices of the peace in civil cases;

H. 262. An act in addition to chapter eighty-three of the General Statutes, relating to the grand list;

H. 263. An act empowering incorporated villages and towns to have and maintain lock-ups or jails;

H. 264. An act relating to the redemption of bank notes;

In the passage of which the concurrence of the Senate is requested.

House bills of the following titles were severally read the first and second time, and referred, as follows:

H. 236. An act to incorporate the Smith Soapstone Company;

To the Committee on Manufactures.

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H. 261. An act in relation to appeals from judgments of justices of the peace in civil cases;

H. 262. An act in addition to chapter eighty-three of the General Statutes, relating to the grand list;

H. 239. An act to authorize the towns of Woodstock, Sherburne, Bridgewater, Plymouth, Pomfret, Hartland and Hartford to raise money for building a railroad;

H. 240. An act to amend section one of an act entitled "An act to authorize the the town of Woodstock to raise money for building a railroad";

To the Committee on the Judiciary.

H. 263. An act empowering incorporated villages and towns to have and maintain lock-ups or jails;

To the General Committee.

On motion of Mr. Skinner, the vote whereby a bill entitled

S. 10. An act to pay John H. Skinner the sum therein mentioned;

Was re-committed to the Committee on Claims, was reconsidered.

Mr. Skinner moved that the bill be re-committed, with instructions to fill the blank in said bill, with the usual sum in such cases. It was decided in the negative—yeas 8, nays 18.

Mr. Reed having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Barrett,	Doton,	Skinner,
Barstow,	Hill,	Taft—8.
Dale,	Ide,	

Those senators who voted in the negative are Messrs.

Baker,	Hendee,	Orcutt,
Clapp,	Henry,	Porter,
Cochran,	Howe,	Reed,
Dorr,	Hyde,	Root,
Goodhue,	Lane,	Sanborn,
Harlow,	Martin,	Smith—18.

Pending the call of the roll, Mr. Baker asked to be excused from voting, and the Senate refused to excuse him.

So the Senate refused to re-commit.

Mr. Skinner moved that the bill be *Ordered* to lie.

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Which was disagreed to; whereupon the engrossment and third reading of said bill was refused.

Mr. Porter, from the Committee on Bills, submitted the following report:

SENATE CHAMBER, November 15, 1866.

To the Senate now in session:

The Committee on Bills have this day presented to the Governor, bills originating in the Senate, of the following titles, viz:

S. 14. An act relating to the statistics of divorce;

S. 16. An act in amendment of chapter twenty-four of the General Statutes, and relating to the appraisal of land taken for highways;

S. 24. An act relating to probate fees and salaries;

S. 37. An act to enable the State Treasurer to discharge certain mortgages given for banking purposes;

S. 42. An act to amend section fourteen of chapter seventy-two of the General Statutes;

S. 51. An act amending section forty-four, chapter seventy of the General Statutes, relating to proceedings in divorce cases;

S. 63. An act fixing the salaries of the Judges of the Supreme Court.

MARCUS O. PORTER, for Committee.

On motion of Mr. Smith, the Senate adjourned.

FRIDAY, NOVEMBER 16, 1866.

Prayer by Rev. John Newman, D. D., of Poultney.

Journal of yesterday was read and approved.

A bill entitled

S. 115. An act in addition to section seven of chapter twenty-two of the General Statutes, relating to text-books prescribed for use in the district schools in this State;

Having been printed, wastaken up, and the question being, Shall the bill be ordered to be engrossed and read the third time? on motion of Mr. Dorr, it was

Ordered to lie.

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Engrossed bill entitled

S. 7. An act to amend section sixty-one, chapter eighty-nine, of the General Statutes;

Was taken up, having been returned from the House with a proposal of amendment as follows:

The House propose to the Senate to amend the bill by striking out in section one, line six, the words "three hundred," and inserting in lieu thereof the words, *one hundred and fifty;*

Which was adopted in concurrence.

House bill entitled

H. 209. An act in addition to chapter seventy of the General Statutes, entitled "Of divorce, alimony, custody of children, also of children of persons living separate";

Was read the third time and passed in concurrence.

Engrossed bills of the following titles were severally read the third time and passed:

S. 64. An act in relation to the naturalization of aliens;

S. 93. An act to amend an act, approved November 21, 1864, entitled "An act to provide for the repairs of houses of public worship";

S. 95. An act in addition to chapter eighty-one of the General Statutes, entitled "Of the grand list."

Engrossed bill entitled

S. 99. An act relating to the sale of real estate, including the homestead, by guardians of insane persons, and in amendment of chapter sixty-eight of the General Statutes;

Was read the third time. The question being, Shall the bill pass? it was decided in the affirmative—yeas 14, nays 11.

The yeas and nays were demanded by Mr. Skinner, and are as follows:

Those senators who voted in the affirmative are Messrs.

Baker,	Henry,	Porter,
Barstow,	Hill,	Reed,
Dale,	Ide,	Sanborn,
Goodhue,	Kellogg,	Smith—14.
Harlow,	Martin,	

Those senators who voted in the negative are Messrs.

Barrett,	Doton,	Root,
Clapp,	Hendee,	Skinner,
Cochran,	Howe,	Taft—11.
Dorr,	Orcutt,	

So the bill was passed.

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A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have passed bills of the following titles:

H. 166. An act to amend section twelve of chapter sixteen, of the General Statutes, relating to fire districts;

H. 189. An act to incorporate the Village of Cabot;

H. 201. An act granting certain powers to the Addison County Grammar School;

H. 213. An act in addition to chapter twenty-nine of the General Statutes, entitled "Of the court of chancery";

H. 220. An act relating to the estates of homestead and in dower, and in amendment of section six of chapter sixty-eight of the General Statutes;

H. 242. An act in addition to number thirty-two of the Acts of 1865, approved November 9, 1865, relating to fees of sheriffs and constables;

H. 245. An act to prevent injury to public highways;

H. 253. An act authorizing the correction of errors in the grand list;

H. 267. An act to prevent the depositing of poison on lands, and in amendment of section thirty, chapter one hundred and thirteen, of the General Statutes;

In the passage of which the concurrence of the Senate is requested.

The House have adopted, on their part, a joint resolution relating to the time of final adjournment,

In the adoption of which the concurrence of the Senate is requested.

Engrossed bills of the following titles were severally read the third time and passed:

S. 106. An act in amendment of section two, chapter one hundred twenty-three, of the General Statutes, relating to the appointment of a Superintendent of the State Prison;

S. 109. An act relating to the appointment of commissioners and appraisers on the estates of deceased persons;

S. 111. An act to incorporate the Monkton Kaolin Company;

S. 112. An act to amend an act entitled "An act to incorporate the Brooksville Edge Tool Company," approved October 24, 1861;

S. 113. An act to legalize the grand list of Jamaica.

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House bill entitled

H. 122. An act in relation to the qualification of voters;

Was taken up as the special order.

The proposals of amendment offered by Mr. Barlow were disagreed to.

Mr. Dorr moved to propose to the House to amend, by striking out the word "voters," and inserting the words, *votes cast.*

On motion of Mr. Dorr, the bill was

Ordered to lie.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the Governor has informed the House that he has approved and signed bills, originating in the House, of the following titles:

H. 25. An act to legalize the grand lists of the town of Berkshire for the years 1864, 1865 and 1866;

H. 52. An act in addition to chapter twenty-eight of the General Statutes, relating to railroads and railroad corporations;

H. 88. An act to incorporate the Prospect Hill Aqueduct Company;

H. 89. An act in amendment to an act entitled "An act to incorporate the Village of Fairhaven";

H. 95. An act to incorporate the Starksboro Copper Mining Company;

H. 128. An act laying a tax on the county of Caledonia;

H. 130. An act to legalize the grand list of the town of Sunderland;

H. 136. An act to protect the fish in Hall's pond in Newbury;

H. 155. An act constituting Henry Clinton Conant heir-at-law of Henry C. and Huldah P. Hunt;

H. 160. An act to incorporate the Allen Kerosene Oil Safe Company;

H. 173. An act to incorporate the Northfield Hotel Company;

H. 178. An act in amendment of an act entitled "An act to incorporate the Dellwood Cemetery Association at Manchester";

H. 183. An act to incorporate the Sharon Mill Company;

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H. 187. An act to incorporate the Fairhaven Marble and Marbleized Slate Company;

H. 196. An act to incorporate the Vermont and Boston Gold Mining Company.

The House have adopted, on their part, a joint resolution relating to equal suffrage,

In the adoption of which the concurrence of the Senate is requested.

The House have considered Senate bills entitled

S. 84. An act to incorporate the Eolian Hotel Company;

S. 85. An act to incorporate the Union Hook and Ladder Company No. 1, of Rutland;

S. 86. An act relating to the collection of town taxes;

S. 97. An act relating to the printing of the grand list;

S. 103. An act to appropriate money for the State Library;

And have passed the same in concurrence.

The House have also considered Senate bill entitled

S. 9. An act relating to the proceeds of public lands, in addition to chapter ninety-seven of the General Statutes;

And do not concur in its passage.

The House have considered Senate proposals of amendment to House bills entitled

H. 73. An act to legalize the vote of the town meeting of Shoreham, relative to bounties, held March 7, 1865;

H. 192. An act to amend section four of chapter seventeen of the General Statutes, in relation to fees for registration;

And have concurred therein.

The House have passed bills of the following titles:

H. 143. An act directing listers to notify persons when assessed for money on hand, debts due, stock in trade, or manufactures;

H. 152. An act to amend section fifty of chapter eighty-three of the General Statutes, in relation to the grand list;

In the passage of which the concurrence of the Senate is requested.

A bill entitled

S. 92. An act in addition to chapter seventy-nine of the General Statutes, entitled "Of money of account and interest";

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Was taken up, being a special order at this time, considered, and, on motion of Mr. Dale,

Ordered to lie, and be made the special order at eleven o'clock to-morrow morning.

On motion of Mr. Dorr, House bill entitled

H. 122. An act in relation to the qualifications of voters;

Was taken up, and Mr. Dorr withdrew his proposal of amendment.

Mr. Dorr moved to propose to the House to amend by inserting after the word "voters," the words, *who voted for town representative;*

Which was agreed to.

Mr. Orcutt moved to propose to the House to amend, in section one, lines two and three, by striking out the words, "at the last annual freemen's meeting."

Pending the question of its adoption, on motion of Mr. Howe, the bill was

Ordered to lie.

Joint resolutions from the House of Representatives:

Resolved by the Senate and House of Representatives, That laws ought to be in force in all of the United States, guaranteeing equal and impartial suffrage, without respect to color;

Resolved, That it is the duty of Congress to pass laws, giving this right in all places where it can be done constitutionally;

Resolved. That we hereby request our senators and representatives in Congress to use their influence for the passage of a law, giving equal and impartial suffrage in the District of Columbia as early as possible at the next session of Congress;

Which were read, and, on motion of Mr. Barstow, referred to the Committee on Federal Relations.

A joint resolution from the House of Representatives:

Resolved by the Senate and House of Representatives, That the President of the Senate and the Speaker of the House of Representatives, declare their respective Houses adjourned without day, at eight o'clock on the morning of Tuesday, the 21st day of November, instant;

Which was read. Mr. Martin moved to propose to the House to amend the resolution, by striking out the figures "21," in the fourth line, and inserting the figures *20;*

Which was agreed to, and, on motion of Mr. Dorr, it was

Ordered to lie.

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House bills of the following titles were severally read the first and second time, and referred, as follows:

H. 143. An act directing listers to notify persons when assessed for money on hand, debts due, stock in trade or manufactures;

H. 166. An act to amend section twelve of chapter sixteen of the General Statutes, relating to fire districts;

H. 189. An act to incorporate the village of Cabot;

To the General Committee.

H. 220. An act relating to estates of homestead and in dower, and in amendment of section six of chapter sixty-eight of the General Statutes;

H. 152. An act to amend section fifty of chapter eighty-three of the General Statutes, in relation to the grand list;

H. 213. An act in addition to chapter twenty-nine of the General Statutes, entitled "Of the court of chancery";

H. 253. An act to authorize the corrections of errors in the grand lists;

H. 267. An act to prevent depositing of poison on lands, and in amendment of section thirty of chapter one hundred and thirteen of the General Statutes;

To the Committee on the Judiciary.

H. 201. An act granting certain powers to the Addison County Grammar School;

To the Committee on Education.

H. 242. An act in addition to number thirty-two of the acts of 1865, approved November 9, 1865, relating to fees of sheriffs and constables;

To the Committee on Finance.

H. 245. An act to prevent injuries to public highways;

To the Committee on Roads.

Mr. Taft, from the Committee on Printing to whom was referred a bill entitled

S. 114. An act to provide for the expenses of the Judges of the Supreme Court;

Reported adversely to its printing; whereupon the bill was referred to the Committee on Finance.

Mr. Taft, from the Committee on the Judiciary to whom was referred House bill entitled

H. 48. An act to amend section four of chapter nine of the General Statutes, relating to reports of certain officers;

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Reported adversely to its passage; whereupon the third reading of said bill was refused.

Mr. Taft, from the Committee on the Judiciary to whom was referred House bills entitled

H. 222. An act to legalize the grand lists of the town of Coventry.

H. 234. An act to legalize the grand lists of the town of Guilford for the years 1863, 1864, 1865 and 1866;

Reported in favor of the passage of each of said bills; whereupon they were severally read the third time and passed in concurrence.

Mr. Taft, from the Committee on the Judiciary to whom was referred House bill entitled

H. 261. An act in relation to appeals from judgments of justices of the peace in civil cases;

Reported the same, recommending that the Senate propose to the House to amend in section two, line twenty-two, by inserting after the word "the," the word *same;*

Which was agreed to; whereupon the bill was

Ordered to be read the third time this afternoon.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 107. An act to provide for the restoration and preservation of fish in the State of Vermont;

Reported in favor of its passage; whereupon the bill was *Ordered* to be read the third time this afternoon.

On motion of Mr. Taft, House bill entitled

H. 245. An act to prevent injury to public highways;

Was informally returned to the House of Representatives.

On motion of Mr. Taft, a joint resolution from the House, relating to final adjournment, was taken up, and the proposal of amendment offered by Mr. Martin was agreed to, and the resolution adopted in concurrence, with a proposal of amendment.

Mr. Skinner, from the General Committee to whom were referred House bills entitled

H. 188. An act to incorporate the Village of Ludlow;

H. 219. An act to incorporate the Free Press Association;

Reported in favor of their passage; whereupon they were severally read the third time and passed in concurrence.

On motion of Mr. Skinner, the Senate adjourned.

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AFTERNOON.

Mr. Skinner, from the General Committee to whom were referred House bills entitled

H. 235. An act in addition to an act entitled an act to protect fish in Otter Creek;

H. 258. An act to protect fish in Shelburne pond;

Reported in favor of their passage; whereupon said bills were severally read the third time and passed in concurrence.

Mr. Goodhue, from the Committee on Manufactures to whom was referred Senate bill entitled

S. 117. An act to incorporate the Craftsbury Mill Company;

Reported in favor of its passage; whereupon said bill was *Ordered* to be engrossed and read the third time.

A message was received from his Excellency, the Governor, by Mr. Gay, Secretary of Civil and Military Affairs, as follows:

MR. PRESIDENT: I am directed by the Governor, to inform the Senate, that he has approved and signed bills originating in the Senate, of the following titles, viz:

S. 14. An act relating to the statistics of divorce;

S. 16. An act in amendment of chapter twenty-four of the General Statutes, and relating to the appraisal of land taken for highways;

S. 72. An act to protect the rights of married women;

S. 76. An act to incorporate the Brandon Reservoir Company;

S. 81. An act fixing the time for holding the county court in the county of Orange, and in alteration of section twenty-six, chapter thirty, of the General Statutes.

House bill entitled

H. 261. An act in relation to appeals from judgments of justices of the peace in civil cases;

Was read the third time and passed in concurrence, with a proposal of amendment.

House bill entitled

H. 107. An act to provide for the restoration and preservation of fish in the State of Vermont;

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Was read the third time, and Mr. Dorr moved to propose to the House to amend in section five, line sixteen, by striking out the word "fifteenth," and inserting the word *first;* and in the same line by striking out the word "thirty-first," and inserting the word *fifteenth.*

Pending the question of adoption, on motion of Mr. Martin, it was

Ordered to lie.

Mr. Reed, from the Committee on the Judiciary to whom were referred House bills entitled

H. 239. An act to authorize the towns of Woodstock, Sherburne, Bridgewater, Plymouth, Pomfret, Hartland and Hartford, to raise money for building a railroad;

H. 240. An act to amend section one of an act entitled "An act to authorize the town of Woodstock to raise money for building a railroad";

Reported in favor of the passage of each of said bills; whereupon they were severally read the third time and passed in concurrence.

Mr. Cochran, from the Committee on Manufactures to whom was referred House bill entitled

H. 218. An act to incorporate the Lunenburgh Starch Company;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Cochran, from the Committee on Manufactures to whom was referred a bill entitled

S. 116. An act to incorporate the Warren Gold Mining Company;

Reported in favor of its passage; and the bill was

Ordered to be engrossed and read the third time.

On motion of Mr. Reed,

H. 122. An act in relation to the qualification of voters;

Was taken up. Mr. Orcutt withdrew his amendment. Mr. Reed moved to propose to the House to amend in section one, lines one and two, by striking out the words, "on petition in writing, signed by not less than one-tenth of the legal voters who voted for town representative," and inserting the words, *on petition in writing, signed by the legal voters of any town or city, in number not less than one-tenth of the votes cast for town representative;*

Which was agreed to; whereupon the bill was passed in concurrence, with proposals of amendment.

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On motion of Mr. Martin, House bill entitled

H. 107. An act to provide for the restoration and preservation of fish in the State of Vermont;

Was taken up, and Mr. Dorr withdrew his proposal of amendment to the bill.

Mr. Martin moved to propose to the House to amend the bill in section four, by striking out of the fourth and fifth lines thereof, the words, "during the month of June," and inserting in lieu thereof the words, *from the first day of May to the fifteenth day of August;*

Which was agreed to.

Also, to amend section five by striking out the last four lines thereof, from and including the word "provided";

Which was agreed to; whereupon the bill was passed in concurrence, with a proposal of amendment.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed by the House of Representatives to ask the Senate to restore to the possession of the House of Representatives a joint resolution from the House relating to final adjournment.

On motion of Mr. Dorr, a bill entitled

S. 115. An act in addition to section seven of chapter twenty-two of the General Statutes, relating to text-books prescribed for use in the district schools in this State;

Was taken up. Mr. Dorr moved to amend by striking out in section one, line sixteen, the figures "1870," and inserting in lieu thereof the figures *1868;*

Which was disagreed to.

Mr. Martin moved to propose to the House to amend in section two, line sixteen, by striking out the word "five," and inserting in lieu thereof the word *ten;*

Also, in section five, line five, by striking out the word "five," and inserting in lieu thereof the word *ten;*

Which were disagreed to.

Mr. Reed moved to amend in section four, by striking out all after the words, "it shall be the duty of said board," and inserting in lieu thereof the words, *to make such change in such books as said board shall deem the interests of the State require.*

The question being, Will the Senate agree to said propo-

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sal of amendment? it was decided in the negative—yeas 9, nays 17.

Mr. Reed having demanded the yeas and nays, they were taken and are as follows:

Those senators who voted in the affirmative are Messrs.

Barstow,	Harlow,	Hyde,
Clapp,	Henry,	Reed,
Dorr,	Howe,	Root—9.

Those senators who voted in the negative are Messrs.

Baker,	Goodhue,	Porter,
Barlow,	Hendee,	Sanborn,
Barrett,	Ide,	Skinner,
Cochran,	Lane,	Smith,
Dale,	Martin,	Taft—17.
Doton,	Orcutt,	

Mr. Hendee moved to add to section six the following: *and shall receive all the books in the hands of families or scholars in this State, discontinued by the Board of Education, in exchange for the new books ordered of the same class, allowing therefor the true value of the same, according as they have or have not been used;*

Which was agreed to; whereupon the bill was

Ordered to be engrossed and read the third time to-morrow morning.

On motion of Mr. Hyde, the vote whereby the Senate adopted in concurrence a joint resolution from the House, relating to final adjournment, was reconsidered.

Thereupon the vote agreeing to the proposal of amendment to said resolution was reconsidered, and the Senate voted to return the resolution to the House, agreeably to their request.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

Mr. President: I am directed to inform the Senate that the House have passed bills of the following titles:

H. 124. An act relating to the right of flowage;

H. 237. An act to incorporate the Taftsville Cemetery Association;

H. 268. An act to provide funds for the State Reform School;

In the passage of which the concurrence of the Senate is requested.

The House have considered Senate bills entitled

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S. 23. An act to incorporate the St. Albans Marble Company;

S. 104. An act to authorize the towns of Woodstock, Sherburne, Bridgewater, Plymouth, Pomfret, Hartland and Hartford to raise money for building a railroad;

S. 105. An act to amend section one of an act entitled "An act to authorize the town of Woodstock to raise money for building a railroad;"

And have passed the same in concurrence.

The House have also considered Senate bill entitled

S. 44. An act to amend an act entitled "An act to incorporate the city of Burlington," approved November 22, 1864;

And have passed the same in concurrence, with proposals of amendment,

In the adoption of which the concurrence of the Senate is requested.

The House have also considered Senate bill entitled

S. 50. An act in addition to chapter sixteen of the General Statutes, relating to village corporations;

And do not concur in its passage.

House bills of the following titles were severally read the first and second time, and referred, as follows:

H. 124. An act relating to the right of flowage;

To the Committee on the Judiciary.

H. 237. An act to incorporate the Taftsville Cemetery Association;

To the General Committee.

H. 268. An act to provide funds for the State Reform School;

To the Committee on Finance.

Mr. Barlow, from the Committee on Banks to whom was referred House bill entitled

H. 264. An act relating to the redemption of bank notes;

Reported in favor of its passage; whereupon said bill was read the third time and passed in concurrence.

Engrossed bill entitled

S. 44. An act to amend an act entitled "An act to incorporate the city of Burlington," approved November 22, 1864;

Was taken up, having been returned from the House of Representatives with the following proposals of amendment:

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First, In section two, line ten, by inserting after the word "for," the words, *the service of such warrants and;*

Which was agreed to.

Second, In section two, line eleven, after the word "as," by inserting the words, *sheriffs or constables are by law now entitled to for the service of mittimuses, and in case of the sale of real or personal property to satisfy the sums mentioned in such warrants, said city constable shall be entitled to the same fees as;*

Which was agreed to.

Third, In section two, line twelve, after the word "to," by inserting the words, *for like services;*

Which was agreed to.

Fourth, By adding the following proviso to section four: *provided this act is accepted by the legal voters of said city, in the manner following, within twenty days after the passage of this act, the mayor of the city of Burlington shall cause the same to be published in the daily newspapers of said city for the space of two consecutive days, and shall warn the legal voters of said city to assemble at the city hall to vote by ballot upon the acceptance or rejection of this act of amendment. At such meeting those in favor of the acceptance of this act of amendment shall cast ballots, upon which shall be inscribed or printed the word "yes," and those opposed to such acceptance shall cast ballots, upon which shall be inscribed or printed the word "no." If a majority of said ballots shall be in favor of the acceptance of this act of amendment, the same shall then take effect; otherwise the same shall be null and void. The warning for such meeting shall be published for six consecutive days in the said daily papers of said city, the last of which shall be at least ten days before such meeting;*

Which was agreed to.

Fifth, In section two, line twenty-five, of page twelve, after the word "attorney," by inserting the words, *in lieu of the fees now provided by law;*

Which was agreed to.

Mr. Porter, from the Committee on Bills, submitted the following report:

SENATE CHAMBER, November 16, 1866.

To the Senate now in session:

The Committee on Bills have this day presented to the

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Governor, for his approval and signature, bills originating in the Senate, of the following titles, viz:

S. 72. An act to protect the rights of married women;

S. 76. An act to incorporate the Brandon Reservoir Company;

S. 81. An act fixing the times of holding the county court in the county of Orange, and in amendment of section twenty-six of chapter thirty of the General Statutes;

S. 69. An act to amend section forty-six, chapter twenty, of the General Statutes, in relation to Commissioner of the Insane;

S. 28. An act authorizing the Mt. Mansfield Hotel Company to issue bonds;

S. 45. An act granting certain privileges to the villages of Bennington and North Bennington;

S. 66. An act repealing chapter one hundred and nine of the General Statutes, entitled "Of persons claimed as fugitive slaves, and to prevent kidnapping";

S. 77. An act to pay certain State officers;

S. 87. An act to incorporate the East Dorset Cemetery Association;

S. 88. An act relating to the times of holding the Supreme Court in the county of Windsor, and in amendment of section seven of chapter thirty of the General Statutes;

S. 101. An act to provide for the printing of the Directory of the General Assembly.

MARCUS O. PORTER, for Committee.

On motion of Mr. Taft, the Senate adjourned.

SATURDAY, NOVEMBER 17, 1866.

Prayer by the Chaplain.

On motion of Mr. Martin, the reading of the Journal was dispensed with.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

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H. 173. An act directing listers to notify persons when assessed for money on hand, debts due, stock in trade, or manufactures;

Reported in favor of its passage; whereupon said bill was read the third time, and, on motion of Mr. Howe,

Ordered to lie.

Mr. Skinner, from the General Committee to whom were referred House bills entitled

H. 166. An act to amend section twelve of chapter sixteen, of the General Statutes, relating to fire districts;

H. 189. An act to incorporate the Village of Cabot;

Reported in favor of their passage; whereupon they were severally read the third time and passed in concurrence.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate, that the Governor has informed the House, that he has approved and signed bills, originating in the House, of the following titles:

H. 3. An act to legalize the grand list of the town of Hardwick for the year 1864;

H. 76. An act to legalize the grand lists of the town of Greensboro;

H. 86. An act in amendment of section two, chapter one hundred and eighteen, of the General Statutes, relating to offenses against public health;

H. 106. An act to legalize the grand lists of the town of Morgan for the years 1865 and 1866;

H. 113. An act in amendment of section one of an act entitled "An act to incorporate the Newbury Medicinal Spring Company," approved November 11, 1862;

H. 117. An act in amendment of sections two and three of chapter seventeen of the General Statutes, relating to the registry and returns of births, marriages and deaths;

H. 120. An act to incorporate the Montpelier and St. Johnsbury Railroad Company;

H. 156. An act to incorporate the Granville Vermont Lumber Company;

H. 179. An act in addition to an act to incorporate the University of Vermont and State Agricultural College, approved November 9, 1865;

H. 193. An act to incorporate Cobb's Cornet Band of Bridgewater;

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H. 200. An act enlarging the powers of school district number four, in Middlebury;

H. 223. An act to amend the charter of the Northfield Cemetery Association.

The House have considered Senate bills entitled

S. 18. An act to amend section seventeen, chapter eighty-seven, of the General Statutes, entitled "Of insurance companies";

S. 43. An act to survey and establish the boundary line between the towns of Belvidere and Bakersfield;

S. 90. An act providing that towns may elect a collector of taxes;

And have passed the same in concurrence.

The House have also considered Senate bills entitled

S. 80. An act to provide for the repairs of highways;

S. 82. An act in amendment of section one of chapter twenty-two of the General Statutes, and relating to the Board of Education;

S. 100. An act for the regulation and government of the Vermont Reform School;

And have passed the same in concurrence, with proposals of amendment,

In the adoption of which the concurrence of the Senate is requested.

The House have considered Senate proposals of amendment to House bills entitled

H. 42. An act to protect fish in Suke's pond;

H. 167. An act to amend section forty of chapter twenty-two of the General Statutes, relating to the providing of district schools in certain cases;

And have concurred therein.

The House have passed bills of the following titles:

H. 51. An act in amendment of section seventeen, chapter one hundred and twenty-six, of the General Statutes, relating to fees of members of the General Assembly;

In the passage of which the concurrence of the Senate is requested.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 237. An act to incorporate the Taftsville Cemetery Association;

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Reported the same, recommending that the Senate propose to the House, to amend,

First, In section three, in the last line, by inserting after the word "Treasurer," the words, *to give;*

Second, In section thirteen, line nine, by striking out the word "no," between the words "that" and "time";

Which was agreed to; whereupon the bill was read the third time and passed in concurrence.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 263. An act empowering incorporated villages and towns to have and maintain lock-ups or jails;

Reported in favor of its passage; whereupon said bill was read the third time and passed in concurrence.

House bill entitled

H. 51. An act in amendment of section seventeen, chapter one hundred and twenty-six, of the General Statutes, relating to fees of members of the General Assembly;

Was read the first and second time, and referred to the Committee on Finance.

Engrossed bill entitled

S. 80. An act to provide for the repairs of highways;

Was taken up, having been returned from the House of Representatives, with proposals of amendment, as follows:

First, In section one, line eight, by inserting the words, *or beyond the limits of his district;*

Which was agreed to.

Second, In section one, lines twenty-two and twenty-three, by striking out the words "where the material is to be taken from," and inserting in lieu thereof the words, *from which the material is to be taken;*

Which was agreed to.

Third, In section one, line twenty-five, by striking out the word "give," after the word "shall";

Which was agreed to.

The House proposals of amendment being concurred in, the bill, as amended, was confirmed as passed.

Engrossed bill entitled

S. 82. An act in amendment of section one of chapter twenty-two of the General Statutes, and relating to the Board of Education;

Was taken up, having been returned from the House of

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Representatives, with a proposal of amendment as follows: In section one, line two, by striking out all after the word "follows," and inserting the following: *There shall be elected by the Joint Assembly of the Senate and House of Representatives, two persons from each congressional district of the State, who shall hold their offices for four years from the first day of December next following their respective elections, except the first person elected from each congressional district, who shall hold his office for two years from the first day of December next, who, together with the Governor and Lieutenant Governor of this State, for the time being, who shall be ex officio members thereof, shall be and constitute a Board of Education. All vacancies in offices which may occur by death, resignation or removal from the district for which such officer was elected, may be filled by the Governor until the next session of the General Assembly.*

Pending the question of adoption, on motion of Mr. Dorr, the bill was

Ordered to lie.

Engrossed bill entitled

S. 100. An act for the regulation and government of the Vermont Reform School;

Was taken up, having been returned from the House of Representatives, with proposals of amendment, as follows:

First, In section eight, line nine, between the words "school" and "and," by inserting the words, *and draw money appropriated for the support of the school from the State treasury, on his account, approved by a majority of the trustees, and allowed by the Auditor of Accounts;*

Which was agreed to.

Second, In section nine, line ten, by inserting between the word "and" and the word "any," the word *to;*

Which was disagreed to, and Mr. Martin moved to propose to the House to modify their second proposal by striking out the word "to," and inserting the word *do;*

Which was agreed to.

Third, In section eleven, line two, by inserting between the words "offense" and [redacted]der," the words, *not punishable by death;*

Which was agreed to.

Fourth, In section sixteen, line two, by striking out the

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words "subject to," and inserting in lieu thereof the words *submit to;*

Which was agreed to. And when the House shall have agreed to said proposal of modification, the bill will have passed.

Mr. Dorr, from the Committee on Education to whom was referred House bill entitled

H. 125. An act in amendment of sections one and six of chapter twenty-two of the General Statutes, entitled "Of common schools and school laws";

Reported adversely to its passage; whereupon the third reading of said bill was refused.

Mr. Lane, from the Committee on Education to whom was referred Senate bill entitled

S. 118. An act in addition to an act entitled "An act for the relief of school district number four, in St. Albans";

Reported the same, recommending that the bill be amended by striking out the words, "for the relief of school district number four, in St. Albans";

Which was agreed to, and the bill was

Ordered to be engrossed and read the third time.

Engrossed bill entitled

S. 92. An act in addition to chapter seventy-nine of the General Statutes, entitled "Of money of account and interest";

Was taken up, being a special order at this time. The question being, Shall the bill pass? it was decided in the affirmative.

Mr. Taft, from the Committee on the Judiciary to whom was referred a bill entitled

S. 110. An act relating to the repairs of dams or ponds of water;

Reported adversely to its passage, and the engrossment and third reading was refused.

Mr. Taft, from the Committee on the Judiciary to whom was referred House bill entitled

H. 213. An act in addition to chapter twenty-nine of the General Statutes, entitled "Of the court of chancery";

Reported in favor of its passage; whereupon the bill was read the third time.

The question being, Shall the bill pass? Mr. Taft moved that the Senate propose to the House to amend in section

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one, line two, by striking out the word "cause," and inserting the word *course;*

Which was agreed to, and the bill passed in concurrence, with a proposal of amendment.

Mr. Taft, from the Committee on the Judiciary to whom was referred House bill entitled

H. 267. An act to prevent depositing of poison on lands, and in amendment of section thirty of chapter one hundred and thirteen of the General Statutes;

Reported in favor of its passage; whereupon said bill was read the third time and passed in concurrence.

Mr. Reed, from the Committee on the Judiciary to whom was referred House bill entitled

H. 124. An act relating to the right of flowage;

Reported in favor of its passage; whereupon the bill was read the third time.

The question being, Shall the bill pass? Mr. Goodhue moved to propose to the House of Representatives, to amend in section one, line five, by inserting after the words, "reservoir dam," the words, *on the same;*

Which was disagreed to; whereupon the bill was passed in concurrence.

Engrossed bill entitled

S. 115. An act in addition to section seven of chapter twenty-two of the General Statutes, relating to text-books prescribed for use in the district schools of this State;

Was read the third time. The question being, Shall the bill pass? Mr. Dorr moved that the bill be committed to a senator to amend in section one, lines twenty-three and twenty-four, by striking out the word and figures, "January 1, 1870," and inserting in lieu thereof, *November 1, 1868.*

Which was agreed to—yeas 14, nays 12.

Mr. Dorr demanding the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Barstow,	Howe,	Sanborn,
Clapp,	Hyde,	Skinner,
Dorr,	Porter,	Smith,
Harlow,	Reed,	Taft—14.
Henry,	Root,	

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Those senators who voted in the negative are Messrs.

Baker,	Dale,	Ide,
Barlow,	Doton,	Lane,
Barrett,	Goodhue,	Martin,
Cochran,	Hendee,	Orcutt—12.

So the amendment was agreed to. The President designated Mr. Dorr as the senator to whom the bill should be committed to amend, under the instructions of the Senate.

Mr. Dorr, the senator to whom was committed engrossed bill entitled

S. 115. An act in addition to section seven of chapter twenty-two of the General Statutes, relating to text-books prescribed for use in the district schools of this State;

Reported the same, amended agreeably to the instructions of the Senate; whereupon Mr. Dorr moved that the bill be committed to a senator with instructions to amend in section two, line two, by striking out the word and figures, "July, 1, 1868," and inserting in lieu thereof the word and figures, *July, 1, 1867;*

Which was agreed to, and the President designated Mr. Dorr as the senator to whom the bill should be committed to amend.

Mr. Dorr the senator to whom was committed engrossed bill entitled

S. 115. An act in addition to section seven of chapter twenty-two of the General Statutes, relating to text-books prescribed for use in the district schools of this State;

Reported the same amended agreeably to the instructions of the Senate; whereupon Mr. Dorr moved that the bill be committed to a senator to amend in section two, line twenty-seven, by striking out the word and figures, "January 1, 1870," and inserting in lieu thereof the word and figures, *November 1, 1868;*

Which was agreed to, and the President designated Mr. Dorr as the senator to whom the bill should be committed.

Mr. Dorr, the senator to whom was committed engrossed bill entitled

S. 115. An act in addition to section seven of chapter twenty-two of the General Statutes, relating to text-books prescribed for use in the district schools of this State;

Reported the same amended, agreeably to the instructions of the Senate; whereupon the bill, as amended, was passed

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Mr. Dorr moved that the vote whereby the bill was passed be reconsidered;

Which was disagreed to.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have passed bills of the following titles:

H. 158. An act to incorporate the Village of Winooski;

H. 195. An act to pay Franklin Butler the sum therein mentioned;

H. 269. An act to incorporate the Peru Steam Mill Company;

H. 270. An act to incorporate the Craftsbury Mill-Village Mill Company;

H. 272. An act defining the jurisdiction of town clerks;

H. 275. An act making provision for the support of Government;

H. 245. An act to prevent injury to public highways;

In the passage of which the concurrence of the Senate is requested.

Mr. Hyde, from the Committee on the Judiciary to whom was referred House bills entitled

H. 242. An act in addition to number thirty-two of the acts of 1865, approved November 9, 1865, relating to fees of sheriffs and constables;

H. 268. An act to provide funds for the State Reform School;

Reported in favor of their passage; whereupon said bills were severally read the third time and passed in concurrence.

Mr. Cochran, from the Committee on Manufactures to whom was referred

H. 236. An act to incorporate the Smith Soapstone Company;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Dale, from a majority of the Committee on the Judiciary to whom was referred House bill entitled

H. 186. An act in amendment of chapter eighty-three of the General Statutes, entitled "Of assessment and collection of taxes";

Reported adversely to its passage. The question being,

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Shall the bill be read the third time? on motion of Mr. Taft, it was

Ordered to lie.

Mr. Dale, from the Committee on the Judiciary to whom was referred House bill entitled

H. 152. An act to amend section fifty of chapter eighty-three of the General Statutes, in relation to the grand list;

Reported adversely to its passage. The question being, Shall the bill be read the third time? on motion of Mr. Taft, it was

Ordered to lie.

House bills of the following titles were severally read the first and second time and referred, viz:

H. 158. An act to incorporate the Village of Winooski;

H. 245. An act to prevent injuries to public highways;

To the General Committee.

H. 195. An act to pay Franklin Butler the sum therein mentioned;

To the Committee on Claims.

H. 269. An act to incorporate the Peru Steam Mill Company;

H. 270. An act to incorporate the Craftsbury Mill-Village Mill Company;

To the Committee on Manufactures.

H. 272. An act defining the jurisdiction of town clerks;

To the Committee on the Judiciary.

On motion of Mr. Taft, the Senate adjourned.

AFTERNOON.

Mr. Hendee introduced the following joint resolution:

Resolved by the Senate and House of Representatives, That the President of the Senate and the Speaker of the House of Representatives, adjourn their respective Houses without day on Tuesday the 20th instant, at eight o'clock A. M.;

Which was read and adopted on the part of the Senate.

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Mr. Hendee, from the Committee on Federal Relations to whom was referred a joint resolution from the House, relating to equal suffrage;

Reported in favor of its adoption; whereupon it was adopted in concurrence.

House bill entitled

H. 152. An act to amend section fifty of chapter eighty-three of the General Statutes, in relation to the grand list;

Was taken up. The question being, Shall the bill be read the third time? it was decided in the negative.

House bill entitled

H. 186. An act in amendment of chapter eighty-three of the General Statutes, entitled "Of assessment and collection of taxes";

Was taken up, and made the special order at two and one half o'clock on Monday afternoon next.

House bill entitled

H. 143. An act directing listers to notify persons when assessed for money on hand, debts due, stock in trade, or manufactures;

Was taken up. The question being, Shall the bill pass? it was decided in the negative.

Mr. Doton, from the Committee on Education to whom was referred House bill entitled

H. 201. An act granting certain powers to the Addison County Grammar School;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

House bill entitled

H. 275. An act making provision for the support of Government;

Was read the first and second time, and referred to the Committee on Finance.

Mr. Reed, from the Committee on the Judiciary to whom was referred House bill entitled

H. 220. An act relating to estates of homestead and in dower, and in amendment of section six of chapter sixty-eight of the General Statutes;

Reported in favor of its passage; whereupon said bill was read the third time and passed in concurrence.

Mr. Reed, from the Committee on the Judiciary to whom was referred House bill entitled

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H. 253. An act to authorize the correction of errors in the grand lists;

Reported adversely to its passage; whereupon the third reading of said bill was refused.

Mr. Howe, from the Committee on Claims to whom was referred House bill entitled

H. 195. An act to pay Franklin Butler the sum therein mentioned;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Martin, from the Committee on Roads to whom was referred House bill entitled

H. 245. An act to prevent injury to public highways;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Dale, from the Committee on the Judiciary to whom was referred House bill entitled

H. 98. An act in addition to chapter seventy of the General Statutes, relating to divorce;

Reported adversely to its passage; whereupon the bill was *Ordered* to lie.

Mr. Goodhue, from the Committee on Manufactures to whom was referred House bill entitled

H. 269. An act to incorporate the Peru Steam Mill Company;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Hyde, from the Committee on Finance to whom was referred House bill entitled

H. 275. An act making provision for the support of Government;

Reported in favor of its passage.

Mr. Martin moved to propose to the House to amend in section seven, by striking out the word "State," and inserting the word *Vermont* before the words "Reform School";

Which was agreed to; thereupon, under a suspension of rule twenty-one, the bill was read the third time and passed in concurrence, with a proposal of amendment.

On motion of Mr. Barstow, the vote whereby the Senate refused the passage of House bill entitled

H. 143. An act directing listers to notify persons when

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assessed for money on hand, debts due, stock in trade or manufactures;

Was reconsidered, and the bill was

Ordered to lie.

Mr. Cochran, from the Committee on Manufactures to whom was referred House bill entitled

H. 270. An act to incorporate the Craftsbury Mill-Village Mill Company;

Reported in favor of its passage; whereupon said bill was read the third time and passed in concurrence.

A message was received from his Excellency, the Governor, by Mr. Gay, Secretary of Civil and Military Affairs, as follows:

MR. PRESIDENT: I am directed by the Governor to inform the Senate, that he has approved and signed bills, originating in the Senate, of the following titles, viz:

S. 28. An act authorizing the Mt. Mansfield Hotel Company to issue bonds;

S. 45. An act granting certain privileges to the villages of Bennington and North Bennington;

S. 66. An act repealing chapter one hundred and nine of the General Statutes, entitled "Of persons claimed as fugitive slaves, and to prevent kidnapping";

S. 69. An act to amend section forty-six, chapter twenty, of the General Statutes, in relation to Commissioner of the Insane;

S. 77. An act to pay certain State officers;

S. 87. An act to incorporate the East Dorset Cemetery Association;

S. 88. An act relating to the times of holding the Supreme Court in the county of Windsor, and in amendment of section seven of chapter thirty of the General Statutes;

S. 101. An act to provide for the printing of the Directory of the General Assembly.

Mr. Skinner, from the General Committee to whom was referred House bill

H. 158. An act to incorporate the Village of Winooski;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Dorr moved that engrossed bill entitled

S. 82. An act in amendment of section one, chapter

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twenty-two, of the General Statutes, and relating to the Board of Education;

Be taken up for consideration;

Which was disagreed to.

Mr. Martin introduced the following joint resolution:

Resolved by the Senate and House of Representatives: That the two Houses meet in Joint Assembly on Monday, the 19th instant, at four o'clock in the afternoon, for the purpose of electing three trustees of the Vermont Reform School;

Which was read, and, on motion of Mr. Martin,

Ordered to lie.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered Senate bills entitled

S. 64. An act in relation to the naturalization of aliens;

S. 94. An act to legalize the grand list of the town of Cornwall for the year 1866;

S. 113. An act to legalize the grand lists of the town of Jamaica for the years 1863, 1864 and 1865;

S. 75. An act to amend an act entitled "An act to amend an act to incorporate the village of Rutland, approved November 15, 1847," approved November 9, 1865;

S. 93. An act to amend an act, approved November 21, 1864, entitled "An act to provide for the repairs of houses of public worship";

S. 78. An act amending an act to incorporate the Vermont State Agricultural Society, approved November 18, 1856";

S. 111. An act to incorporate the Monkton Kaolin Company;

S. 112. An act to amend an act entitled "An act to incorporate the Brooksville Edge Tool Company," approved October 24, 1861;

And have passed the same in concurrence.

The House have also considered Senate bill entitled

S. 2. An act in relation to the earnings of married women, and in addition to chapter seventy-one of the General Statutes;

And have passed the same in concurrence, with a proposal of amendment,

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In the passage of which the concurrence of the Senate is requested.

The House have also considered Senate bills entitled

S. 95. An act in addition to chapter eighty-three of the General Statutes, entitled "Of the grand list";

S. 98. An act relating to the times of holding the county court in Orleans county;

S. 109. An act relating to commissioners and appraisers on estates of deceased persons;

And do not concur in the passage thereof.

The House have considered a joint resolution from the Senate, authorizing the Sergeant-at-Arms to build a suit of shelves in rooms number eleven and twelve;

And have adopted the same in concurrence.

Engrossed bill entitled

S. 2. An act in relation to the earnings of married women, and in addition to chapter seventy-one of the General Statutes;

Was taken up, having been returned from the House of Representatives, with a proposal of amendment as follows: in section one, lines two, three and four, by striking therefrom the words, "or husband and wife shall live apart without the fault of the wife";

Which was agreed to.

Mr. Reed, from the Committee on the Judiciary to whom was referred House bill entitled

H. 272. An act defining the jurisdiction of town clerks;

Reported the same, recommending that the Senate propose to the House to amend,

First, In section one, line four, by striking out the words "required by law";

Which was agreed to.

Second, To strike out section two, and insert the following:

Any town clerk is hereby authorized to administer oaths in cases in which instruments are required to be sworn to, and returnable to the office of such town clerk;

Which was agreed to, and the bill, as amended, was read the third time and passed in concurrence.

Mr. Reed moved that the Senate take a recess for thirty minutes,

Which was agreed to.

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The time of the recess having expired, the President resumed the chair.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered Senate proposals of amendment to House bills of the following titles:

H. 213. An act in addition to chapter twenty-nine of the General Statutes, entitled "Of the court of chancery";

H. 107. An act to provide for the restoration and preservation of fish in the State of Vermont;

H. 261. An act in relation to appeals from judgments of justices of the peace in civil cases;

H. 237. An act to incorporate the Taftsville Cemetery Association;

H. 122. An act in relation to the qualifications of voters;

H. 275. An act making provision for the support of Government;

And have concurred therein.

The House have considered joint resolution from the Senate, relating to the time of final adjournment,

And have adopted the same in concurrence.

Mr. Hyde, from the Committee on Finance to whom was referred House bill entitled

H. 51. An act in amendment of section seventeen of chapter one hundred and twenty-six of the General Statutes, relating to fees of members of the General Assembly:

Reported the same, recommending that the Senate propose to the House to amend the bill by adding to section two the following words: *And also except the Secretary of the Senate, the Assistant Secretary of the Senate, and the Clerk of the House of Representatives, whose salaries shall be increased in the same ratio as the pay of the members of the Senate and House of Representatives is increased by this bill.*

Desiring that the senators shall not be influenced by any recommendation which your committee might feel inclined to make, and believing that each senator has all the information that your committee have, and are as well prepared to judge of the merits of this bill, your committee ask to be relieved from further consideration thereof.

On motion of Mr. Cochran, the bill and report was

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Ordered to lie, and be made the special order at eleven o'clock on Monday morning next.

Mr. Martin offered the following resolution:

Resolved, That when the Senate adjourn, it adjourn to meet on Monday morning next at nine o'clock.

On motion of Mr. Martin, the Senate adjourned.

MONDAY, NOVEMBER 19, 1866.

Rev. Pliny H. White, Chaplain of the Senate, offered the following prayer:

OUR FATHER WHICH ART IN HEAVEN: Permit us and assist us to come to Thee this morning, through the mediation of Jesus Christ our Advocate and Propitiation, and to make known to Thee our requests by prayer and supplication, with thanksgiving. We renounce all our own righteousness as altogether unworthy of Thy favor and utterly unavailable to gain Thine acceptance, and we plead His perfect righteousness and His all-prevailing intercession as the only ground on which we hope to gain access to the throne of grace. For His sake forgive our sins, and create within us clean hearts. For His sake listen graciously to the voice of our supplication, and give us answers of peace.

We desire first of all to render Thee thanks for past goodness to us. Thou hast not dealt with us according to our deserts, but according to Thine own loving kindness and tender mercy. Thou hast been slow to anger with us, though we have not been slow to provoke Thee to anger. Our lives, which have been forfeited by our sins, Thou hast preserved and prolonged. The daily blessings without which life would be of little value, health of body, soundness of mind, domestic and social enjoyment, literary, civil and religious privileges, Thou hast bestowed upon us with no unsparing hand. What shall we render to Thee for all Thy benefits. We will take the day of salvation and call on the name of the Lord. We will not cease to praise our God while we have any being.

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We thank Thee, not only for Thy goodness to us as individuals, but also for Thy favors bestowed on this Legislative body in its organic capacity. Thine eye has been upon it and Thy hand has been over it for good, and Thou hast brought it, in circumstances of great mercy, to the last day of its session. We thank Thee that so good a degree of unanimity has prevailed in the councils of the Legislature, that so little evidences of feeling and harshness of expression have been occasioned by the discussions which have taken place, and that cordial good-will toward each other has so generally prevailed among the members.

Grant, we beseech Thee, that the session may close in the same spirit in which it begun and continued. As its remaining hours hasten rapidly away, may both branches of the General Assembly be collectively and individually under Thine especial care and guidance. Give them liberally, and upbraid them not, that wisdom which is profitable to direct, and which Thou hast declared thyself ready to bestow upon those who ask Thee. Preserve them from hasty and ill-considered action. Enable them to exercise a calm, dispassionate action upon matters that remain to be considered, and conduct them to just conclusions in every case. May no one of the interests of the State suffer for the lack of the attention which it needs, nor any one of them be fostered at the expense of another, but may agriculture and manufactures, education and morality, and whatever else concerns our prosperity and welfare, receive its just measure of encouraging legislation, and be advanced in due proportion to its essential importance. May all the laws of this session secure the cheerful and hearty obedience of the people, and be made the means of their substantial good.

And when the hour of final adjournment shall come, and these legislators shall separate, never again to meet till they meet before Thy bar, may Thy providence and Thy grace go with them to their several homes, keep them from all the dangers of the way, let their lives be precious in Thy sight, restore them in safety to their families, bless them in all their going out and coming in, in their basket and their store, and above all, bless them every one with the blessedness of the man that walketh not in the counsels of the ungodly, nor sitteth in the seat of the scornful, but whose delight is in the law of the Lord, and who meditates in His law day and night. Bestow upon them all the rich gift of saving grace through

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Jesus Christ our Lord, that they may at last be members of the General Assembly and Church of the first born, who worship Thee in Heaven.

Command, we pray Thee, Thy blessing to rest upon our beloved State. May the voice of health and happiness be heard in all our borders, may peace be within our walls, and prosperity within our dwellings. Inspire all our citizens with more ardent love to the State in which they live, with deeper devotion to its interests, with greater readiness to do, and, if need be, to suffer and make sacrifices in its behalf. Enable them to prize their citizenship in Vermont so highly that they shall resist the temptations so go elsewhere, and shall consecrate themselves with all their energies and resources to the work of building up this State in all its interests, so may it be made as a garden of the Lord, in material prosperity, in social refinement, in intellectual culture, in moral purity, and in the universal prevalence of the religion of Jesus Christ.

And all the glory shall be given to the Father, the Son and the Holy Ghost. Amen.

The Journal of Saturday was read and approved.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the Governor has informed the House, that he has approved and signed bills, originating in the House, of the following titles:

H. 26. An act in amendment of section forty-four, chapter one hundred and twenty-six, of the General Statutes, relating to jailors' fees;

H. 72. An act to legalize the grand lists of the town of Granville for the years 1864, 1865 and 1866;

H. 73. An act to legalize the vote of the town meeting of Shoreham, relative to bounties, held March 7th, 1865;

H. 99. An act to incorporate the Valley Cheese Manufacturing Company of Hinesburgh;

H. 115. An act to incorporate Springfield Village;

H. 149. An act to legalize certain proceedings of the town of Essex;

H. 177. An act amending section sixty-five of chapter twenty-four of the General Statutes, relating to laying out and discontinuing highways and bridges;

H. 192. An act to amend section four of chapter seven-

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teen of the General Statutes, in relation to fees for registration;

H. 199. An act to incorporate the Otter Creek Steamboat Company;

H. 202. An act to incorporate the Munger Street Marble Company;

H. 206. An act restoring William T. Ellison to his legal rights and privileges;

H. 214. An act to change the name of the Winooski Marble Company;

H. 259. An act to establish a State Normal School.

The House have considered Senate bills entitled

S. 89. An act ceding to the United States the exclusive jurisdiction over sites for custom-houses;

S. 108. An act assessing a tax on the county of Washington;

S. 115. An act in addition to section seven of chapter twenty-two of the General Statutes, relating to text-books prescribed for use in the district schools of this State;

And have passed the same in concurrence.

The House have passed bills of the following titles:

H. 123. An act to provide water for the State House;

H. 260. An act relating to the duties of the Board of Education, and the examination of teachers;

In the passage of which the concurrence of the Senate is requested.

The House have considered Senate proposed modification of House third proposal of amendment to Senate bill entitled

S. 100. An act for the regulation and government of the Vermont Reform School;

And have concurred therein.

The House have considered Senate bill entitled

S. 65. An act to incorporate the New York, New England and Montreal Express Company;

And have passed the same in concurrence with proposals of amendment,

In the adoption of which the concurrence of the Senate is requested.

The House have also considered Senate bills entitled

S. 46. An act regulating the pay of State's attorneys;

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S. 55. An act entitled "An act in amendment of an act to incorporate the Village of St. Albans," approved November 21, 1864;

S. 99. An act relating to the sale of real estate, including the homestead, by guardians of insane persons, and in amendment of chapter sixty-eight of the General Statutes;

And do not concur in the passage thereof.

The House have considered joint resolution from the Senate, relating to the National Statuary Hall,

And do not concur in the adoption thereof.

The House have adopted, on their part, a joint resolution relating to the protection of American industry,

In the adoption of which the concurrence of the Senate is requested.

Mr. Hyde, by unanimous consent, introduced a bill entitled

S. 119. An act to change the name of the Sheldon and Slason Marble Company;

Which was read the first and second time, and, under a suspension of the rules, was read the third time and passed.

Engrossed bill entitled

S. 100. An act for the regulation and government of the Vermont Reform School;

Was taken up, and the second proposal of amendment, as modified, was agreed to.

Mr. Dorr, from the Committee on Education to whom was referred a bill entitled

S. 74. An act in amendment of section seven, chapter twenty-two, of the General Statutes, relating to common schools and school laws, and providing for a uniform system of school books;

Reported adversely to its passage; whereupon the engrossment and third reading of said bill was refused.

House bills of the following titles were severally read the first and second time and referred, viz:

H. 260. An act relating to the duties of the Board of Education, and the examination of teachers;

To the Committee on Education.

H. 123. An act to provide water for the State House;

To the Committee under the Fourth Joint Rule.

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Engrossed bill entitled

S. 65. An act to incorporate the New York, New England and Montreal Express Company;

Was taken up, having been returned from the House of Representatives, with a proposal of amendment, which was concurred in.

Engrossed bill entitled

S. 118. An act in addition to an act entitled "An act for the relief of school district number four, in St. Albans";

Was read the third time and passed.

On motion of Mr. Dorr, House bill entitled

H. 98. An act in addition to chapter seventy of the General Statutes, relating to divorce;

Was taken up for consideration. The question being, Shall the bill be read the third time? it was decided in the negative—yeas 3, nays 23.

Mr. Hendee, having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Dorr,	Howe,	Hyde—3.

Those senators who voted in the negative are Messrs.

Barlow,	Harlow,	Reed,
Barrett,	Hendee,	Root,
Barstow,	Henry,	Sanborn,
Clapp,	Hill,	Skinner,
Cochran,	Ide,	Smith,
Dale,	Lane,	Soule,
Doton,	Martin,	Taft—23.
Goodhue,	Porter,	

So the third reading of said bill was refused.

House bill entitled

H. 143. An act directing listers to notify persons when assessed for money on hand, debts due, stock in trade, or manufactures;

Was taken up for consideration. The question being, Shall the bill be read the third time? it was decided in the affirmative—yeas 22, nays 5.

Mr. Skinner having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Baker,	Cochran,	Doton,
Barrett,	Dale,	Gay,
Clapp,	Dorr,	Goodhue,

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Harlow,	Lane,	Sanborn,
Hill,	Martin,	Skinner,
Howe,	Porter,	Smith,
Hyde,	Root,	Soule—22.
Ide,		

Those senators who voted in the negative are Messrs.

Barlow,	Henry,	Taft—5.
Barstow,	Reed,	

So the third reading of said bill was ordered this afternoon.

Engrossed bill entitled

S. 82. An act in amendment of section one of chapter twenty-two of the General Statutes, and relating to the Board of Education;

Was taken up. The question being, Will the Senate agree to the House proposal of amendment? on motion of Mr. Martin, the bill was

Ordered to lie.

Joint resolutions from the House of Representatives, relating to the protection of American industry, were adopted in concurrence, as follows:

Resolved by the Senate and House of Representatives, That it is the sense of the General Assembly of the State of Vermont, that an efficient system of protective duties is indispensably necessary to the best and permanent prosperity of the country.

Resolved, That it is the duty of the General Government to protect the labor and industry of the country against foreign competition, and that the material interests developed by the wool producers of Vermont, demand that the protection in favor of wool in the tariff bill, presented at the last session of Congress, should receive its early attention and sanction.

Resolved, That our senators and representatives be requested, at an early day of the next session, to earnestly and faithfully urge this subject upon Congress.

Resolved, That the Secretary of State communicate a copy of these resolutions to each of our senators and representatives in Congress.

On motion of Mr. Martin, a joint resolution providing for a Joint Assembly to elect trustees of the Vermont Reform School, was taken up, and adopted on the part of the Senate.

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House bill entitled

H. 51. An act in amendment of section seventeen, chapter one hundred and twenty-six, of the General Statutes, relating to fees of members of the General Assembly;

Was taken up, being a special order at this time. On motion of Mr. Hendee, the vote whereby the Senate agreed to the committee's proposals of amendment to said bill, was reconsidered, and thereupon the said proposals of amendment were disagreed to.

Mr. Hendee moved to propose to the House to amend in section two, line two, by adding after the word "Assembly," the following words: *including the Assistant Librarians, Assistant Secretary of State, and messengers of the legislative and executive departments;*

Which was agreed to.

Mr. Hendee moved to propose to the House to further amend the bill by adding to section two the following words: *This act shall be construed as applying to the pay of members, and other officers mentioned in this section, for the full term of the present session;*

Which was agreed to.

Mr. Hendee moved to propose to the House to further amend the bill by adding the following proviso: *provided, that this act shall not be construed to affect the compensation of the Clerk of the House, and the Secretary and Assistant Secretary of the Senate;*

Which was agreed to.

On motion of Mr. Reed, the bill was

Ordered to lie.

A message was received from his Excellency, the Governor, by Mr. Gay, Secretary of Civil and Military Affairs, as follows:

MR. PRESIDENT: I am directed by the Governor, to inform the Senate, that he has approved and signed bills, originating in the Senate, of the following titles:

S. 2. An act in relation to the earnings of married women, and in addition to chapter seventy-one of the General Statutes;

S. 7. An act to amend section sixty-one, chapter eighty-nine, of the General Statutes;

S. 18. An act to amend section seventeen, chapter eighty-seven, of the General Statutes, entitled "Of insurance companies";

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S. 43. An act to survey and establish the boundary line between the towns of Belvidere and Bakersfield;

S. 44. An act to amend an act entitled "An act to incorporate the city of Burlington," approved November 22, 1864;

S. 65. An act to incorporate the New York, New England and Montreal Express Company;

S. 80. An act to provide for the repairs of highways;

S. 84. An act to incorporate the Eolian Hotel Company;

S. 85. An act to incorporate the Union Hook and Ladder Company No. 1, of Rutland;

S. 86. An act relating to the collection of town taxes;

S. 89. An act ceding to the United States the exclusive jurisdiction over sites for custom-houses;

S. 90. An act providing that towns may elect a collector of taxes;

S. 93. An act to amend an act, approved November 21, 1864, entitled "An act to provide for the repairs of houses of public worship";

S. 94. An act to legalize the grand list of the town of Cornwall, for the year 1866;

S. 97. An act relating to the printing of the grand list;

S. 103. An act to appropriate money for the State Library;

S. 108. An act assessing a tax on the county of Washington;

S. 111. An act to incorporate the Monkton Kaolin Company;

S. 112. An act to amend an act entitled "An act to incorporate the Brooksville Edge Tool Company," approved October 24, 1861;

S. 113. An act to legalize the grand lists of the town of Jamaica for the years 1863, 1864 and 1865;

S. 115. An act in addition to section seven of chapter twenty-two of the General Statutes, relating to text-books prescribed for use in the district schools of this State.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the Governor has informed the House, that he has approved and signed bills, originating in the House, of the following titles:

H. 42. An act to protect fish in Suke's pond;

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H. 167. An act to amend section forty of chapter twenty-two of the General Statutes, relating to the providing of district schools in certain cases;

H. 188. An act to incorporate the Village of Ludlow;

H. 209. An act in addition to chapter seventy of the General Statutes, entitled "Of divorce, alimony, custody of children, also of children of persons living separate";

H. 212. An act to pay Giles M. Carpenter the sum therein named;

H. 219. An act to incorporate the Free Press Association;

H. 222. An act to legalize the grand lists of the town of Coventry.

The House have passed bills of the following titles:

H. 97. An act to authorize the removal of obstructions from Onion River and its tributaries;

H. 232. An act to amend section thirteen, chapter forty-seven, of the General Statutes, entitled "Of levy of execution";

H. 255. An act to amend an act organizing the militia, approved November 16, 1864;

H. 276. An act authorizing the compiling and publishing of the listing laws of this State;

In the passage of which the concurrence of the Senate is requested.

The House have considered Senate bill entitled

S. 102. An act relating to the times of holding the county court in Caledonia county;

And do not concur in the passage thereof.

House bills of the following titles were severally read the first and second time, and referred, as follows:

H. 97. An act to authorize the removal of obstructions from Onion River and its tributaries;

To the Committee on Roads.

H. 232. An act to amend section thirteen, chapter forty-seven, of the General Statutes, entitled "Of levy of execution";

To the Committee on the Judiciary.

H. 255. An act to amend an act organizing the militia, approved November 16, 1864;

To the Committee on Military Affairs.

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H. 276. An act authorizing the compiling and publishing of the listing laws of the State;

To the Committee on the Judiciary.

Engrossed bills of the following titles were severally read the third time and passed:

S. 116. An act to incorporate the Warren Gold Mining Company;

S. 117. An act to incorporate the Craftsbury Mill Company.

On motion of Mr. Reed, House bill entitled

H. 51. An act in amendment of section seventeen of chapter one hundred and twenty-six of the General Statutes, relating to fees of members of the General Assembly;

Was taken up. The question being, Shall the bill be read the third time? it was decided in the affirmative—yeas 14, nays 12.

Mr. Howe having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Baker,	Hill,	Sanborn,
Clapp,	Ide,	Skinner,
Cochran,	Orcutt,	Soule,
Hendee,	Porter,	Taft—14.
Henry,	Reed,	

Those senators who voted in the negative are Messrs.

Barlow,	Dorr,	Lane,
Barrett,	Goodhue,	Martin,
Barstow,	Harlow,	Root,
Dale,	Howe,	Smith—12.

So the bill was

Ordered to its third reading, and was read the third time and passed in concurrence, with proposals of amendment.

On motion of Mr. Reed, engrossed bill entitled

S. 82. An act in amendment of section one of chapter twenty-two of the General Statutes, and relating to the Board of Education;

Was taken up and made the special order at two and one-half o'clock this afternoon.

Mr. Lane, from the Committee on Education to whom was referred House bill entitled

H. 260. An relating to the duties of the Board of Education and the examination of teachers;

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Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

Mr. Barlow, from the Committee under the Fourth Joint Rule to whom was referred House bill entitled

H. 123. An act to provide water for the State House;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

On motion of Mr. Cochran, the Senate adjourned.

AFTERNOON.

Mr. Taft, from the Committee on the Judiciary to whom was referred House bill entitled

H. 262. An act in addition to chapter eighty-three of the General Statutes, relating to the grand list;

Reported adversely to its passage; whereupon the third reading of said bill was refused.

Mr. Reed, from the Committee on the Judiciary to whom was referred House bill entitled

H. 276. An act authorizing the compiling and publishing of the listing laws of the State;

Reported adversely to its passage; whereupon the third reading of said bill was refused.

Mr. Dale, from the Committee on the Judiciary to whom was referred Senate bill entitled

S. 107. An act in relation to alien stockholders in railroad corporations in this State;

Reported adversely to its passage; whereupon the engrossment and third reading of said bill was refused.

Mr. Harlow, from the Committee on Finance to whom was referred Senate bill entitled

S. 114. An act to provide for the expenses of the Judges of the Supreme Court;

Reported adversely to its passage; whereupon the engrossment and third reading of said bill was refused.

On motion of Mr. Reed, the vote whereby the Senate refused the third reading of House bill entitled

H. 262. An act in addition to chapter eighty-three of the General Statutes, relating to the grand list;

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Was reconsidered. The question being, Shall the bill be read the third time? it was decided in the negative.

Mr. Taft, from the Committee on the Judiciary to whom was referred House bill entitled

H. 232. An act to amend section thirteen, chapter forty-seven, of the General Statutes, entitled "Of levy of execution";

Reported the same, recommending that the Senate propose to the House to amend in section one, line thirteen, by inserting after the word "ten," the words, *not exceeding in value the sum of one hundred dollars;*

Which was agreed to; whereupon the bill was read the third time. The question being, Shall the bill pass? it was decided in the affirmative.

House bill entitled

H. 186. An act in amendment of chapter eighty-three of the General Statutes, entitled "Of assessment and collection of taxes";

Was taken up, being the special order at this time. The question being, Shall the bill be read the third time? it was decided in the negative—yeas 6, nays 22.

Mr. Goodhue demanding the yeas and nays, they were taken and are as follows:

Those senators who voted in the affirmative are Messrs.

Barstow,	Hendee,	Sanborn,
Harlow,	Hill,	Taft—6.

Those senators who voted in the negative are Messrs.

Baker,	Goodhue,	Orcutt,
Barlow,	Henry,	Porter,
Barrett,	Howe,	Reed,
Clapp,	Hyde,	Root,
Cochran,	Ide,	Skinner,
Dale,	Lane,	Smith,
Dorr,	Martin,	Soule—22.
Doton,		

So the third reading of said bill was refused.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

Mr. President: I am directed to inform the Senate that the Governor has informed the House, that he has approved and signed bills, originating in the House, of the following titles:

H. 124. An act relating to the right of flowage;

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H. 166. An act to amend section twelve of chapter sixteen of the General Statutes, relating to fire districts;

H. 181. An act to incorporate the West Rutland Centre School;

H. 189. An act to incorporate the Village of Cabot;

H. 218. An act to incorporate the Lunenburgh Starch Company;

H. 234. An act to legalize the grand lists of the town of Guilford for the years 1863, 1864, 1865 and 1866;

H. 235. An act in addition to an act entitled "An act to protect fish in Otter Creek";

H. 239. An act to authorize the towns of Woodstock, Sherburne, Bridgewater, Plymouth, Pomfret, Hartland and Hartford to raise money for building a railroad;

H. 240. An act to amend section one of an act entitled "An act to authorize the town of Woodstock to raise money for building a railroad";

H. 243. An act authorizing the completion of the probate records for the district of Rutland, and to pay the register for completing the same;

H. 258. An act to protect fish in Shelburne pond;

H. 263. An act empowering incorporated villages and towns to have and maintain lock-ups or jails;

H. 264. An act relating to the redemption of bank notes;

H. 267. An act to prevent the depositing of poison on lands, and in amendment of section thirty, chapter one hundred and thirteen, of the General Statutes.

The House have considered a joint resolution from the Senate providing for a Joint Assembly,

And have adopted the same in concurrence.

The House have considered Senate bill entitled

S. 79. An act to enable certain towns to establish central schools;

And do not concur in the passage thereof.

Mr. Henry, from the Committee on Military Affairs to whom was referred House bill entitled

H. 255. An act to amend the act organizing the militia, approved November 16, 1864;

Reported adversely to its passage; whereupon the third reading of said bill was refused.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

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MR. PRESIDENT: I am directed to inform the Senate that the House of Representatives have passed a bill entitled

H. 277. An act fixing the salaries of the Secretary and Assistant Secretary of the Senate and Clerk of the House of Representatives;

In the passage of which the concurrence of the Senate is requested.

House bill entitled

H. 277. An act fixing the salaries of the Secretary and Assistant Secretary of the Senate and Clerk and Assistant Clerks of the House of Representatives;

Was read the first and second time, and referred to the Committee on Finance.

Mr. Reed moved that the Senate take a recess of twenty-five minutes; which was agreed to.

The time of the recess having expired, the President resumed the chair.

Engrossed bill entitled

S. 82. An act in amendment of section one of chapter twenty-two of the General Statutes, and relating to the Board of Education;

Was taken up. The question being, Will the Senate agree to the House proposal of amendment? it was decided in the negative—yeas 13, nays 15.

Mr. Dorr having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Baker,	Dale,	Martin
Barlow,	Hendee,	Smith,
Barrett,	Henry,	Soule,
Clapp,	Ide,	Taft—13.
Cochran,		

Those senators who voted in the negative are Messrs.

Barstow,	Hill,	Porter,
Dorr,	Howe,	Reed,
Doton,	Hyde,	Root,
Goodhue,	Lane,	Sanborn,
Harlow,	Orcutt,	Skinner—15.

So the Senate disagreed to the House proposal of amendment to said bill.

A message was received from his Excellency, the Governor, by Mr. Gay, Secretary of Civil and Military Affairs, as follows:

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MR. PRESIDENT: I am directed by the Governor to inform the Senate that he has approved and signed a bill, originating in the Senate, of the following title, viz:

S. 100. An act for the regulation and government of the Vermont Reform School.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have passed a bill of the following title:

H. 273. An act amending section three of an act, entitled, "An act instructing the Committee to make up the Grand List, to correct the list of the county of Washington for the year 1865, and for other purposes," approved November 8, 1866;

In the passage of which the concurrence of the Senate is requested.

The House have considered Senate bill entitled

S. 92. An act in addition to chapter seventy-nine of the General Statutes, entitled "Of money of account and interest";

And have passed the same in concurrence, with a proposal of amendment,

In the adoption of which the concurrence of the Senate is requested.

The House have also considered Senate bills entitled

S. 71. An act in addition to section fifteen of chapter one of the General Statutes, entitled "Of elections";

S. 106. An act in amendment of section two, chapter one hundred twenty-three, of the General Statutes, relating to the appointment of a Superintendent of the State Prison;

And do not concur in the passage thereof.

The House have considered Senate proposal of amendment to House bill entitled

H. 272. An act defining the jurisdiction of town clerks;

And have concurred therein.

The House have adopted, on their part, a joint resolution directing the Sergeant-at-Arms to cause to be engraved a certain inscription upon the pedestal of the statue of Ethan Allen,

In the adoption of which the concurrence of the Senate is requested.

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A joint resolution from the House of Representatives, as follows:

Resolved by the Senate and House of Representatives, That the Sergeant-at-Arms be authorized to cause to be engraved upon the pedestal of the statue of Ethan Allen, an appropriate inscription in honor of the State of Vermont, and our noble dead;

Which was read and adopted in concurrence.

House bill entitled

H. 273. An act amending section three of an act entitled "An act instructing the Committee to make up the Grand List, to correct the list of the county of Washington for the year 1865, and for other purposes," approved Novmeber 8, 1866;

Which was read the first and second time, and referred to the Committee on Finance.

Mr. Hyde, from the Committee on Finance to whom was referred House bill entitled

H. 277. An act fixing the salaries of the Secretary and Assistant Secretary of the Senate, and Clerk and Assistant Clerks of the House of Representatives;

Reported in favor of its passage; whereupon said bill was read the third time and passed in concurrence.

The hour having arrived for a Joint Assembly to elect three trustees of the Vermont Reform School, the Senate repaired to the Hall of the House of Representatives, and having returned therefrom,

Engrossed bill entitled

S. 92. An act in addition to chapter seventy-nine of the General Statutes, entitled "Of money of account and interest";

Was taken up, having been returned from the House of Representatives, with proposals of amendment, as follows: in section two, line twelve, by adding after the word "year," the words, *with interest thereon from the time of payment;*

Which was agreed to.

Mr. Hyde, from the Committee on Finance to whom was referred House bill entitled

H. 273. An act amending section three of an act entitled "An act instructing the Committee to make up the Grand List, to correct the list of the county of Washington

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for the year 1865, and for other purposes," approved November 8, 1866;

Reported in favor of its passage; whereupon the bill was read the third time and passed in concurrence.

On motion of Mr. Taft, the Senate took a recess until seven o'clock this evening.

EVENING.

The time of the recess having expired, the President resumed the chair.

Mr. Martin, from the Committee on Roads to whom was referred House bill entitled

H. 97. An act to authorize the removal of obstructions from Onion river and its tributaries;

Reported adversely to its passage; whereupon the third reading of said bill was refused.

A message was received from his Excellency, the Governor, by Mr. Gay, Secretary of Civil and Military Affairs, as follows:

MR. PRESIDENT: I am directed by the Governor to inform the Senate, that he has approved and signed bills, originating in the Senate, of the following titles, viz:

S. 22. An act to incorporate the Providence Orphan Asylum and Hospital at Burlington;

S. 23. An act to incorporate the St. Albans Marble Company;

S. 64. An act in relation to the naturalization of aliens;

S. 75. An act to amend an act entitled "An act to amend an act to incorporate the Village of Rutland, approved November 15, 1847," approved November 9, 1865;

S. 78. An act amending an act to incorporate the Vermont State Agricultural Society, approved November 18, 1856";

S. 92. An act in addition to chapter seventy-nine of the General Statutes, entitled "Of money of account and interest";

S. 82. An act in amendment of section one, chapter twenty-two of the General Statutes, and relating to the Board of Education.

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Mr. Hendee, for a majority of the Committee on Claims to whom was referred House bill entitled

H. 135. An act to pay James A. Pollard the sum therein mentioned;

Reported the same, without an expression of opinion; whereupon the third reading of said bill was refused.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

Mr. President: I am directed to inform the Senate that the House have considered Senate proposals of amendment to House bill entitled:

H. 51. An act in amendment of section seventeen chapter one hundred and twenty-six of the General Statutes, relating to fees of the members of the General Assembly;

And have concurred therein.

The House have also considered Senate bills entitled

S. 116. An act to incorporate the Warren Gold Mining Company;

S. 117. An act to incorporate thn Craftsbury Mill Company;

S. 119. An act to change the name of the Sheldon and Slason Marble Company;

And have passed the same in concurrence.

The House have receded from its proposal of amendment to Senate bill entitled

S. 82. An act in amendment of section one, chapter twenty-two, of the General Statutes, and relating to the Board of Education.

The House have passed a bill of the following title:

H. 271. An act to legalize the grand list of the town of Weybridge for the year 1866;

In the passage of which the concurrence of the Senate is requested.

House bill entitled

H. 271. An act to legalize the grand list of the town of Weybridge for the year 1866;

Was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Reed, from the Committee on the Judiciary to whom was referred House bill entitled

H. 271. An act to legalize the grand list of the town of Weybridge for the year 1866;

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Reported in favor of its passage; whereupon said bill was read the third time and passed in concurrence.

Mr. Dorr offered the following resolution:

Resolved, That the thanks of the Senate are hereby tendered to the Hon. Abraham B. Gardner, President of the Senate, for the dignity, ability and inpartiality with which he has presided over our deliberations, and that while our present relations are severed by the final adjournment of the General Assembly, he carries with him the assurances of our personal regard and our best wishes for his health and happiness;

Which was read, and unanimously adopted.

Mr. Taft introduced a joint resolution, as follows:

Resolved by the Senate and House of Representatives, That the Reporters of the Senate and House receive from the State for their services the present session, the same pay as is allowed to members of the General Assembly;

Which was read and adopted on the part of the Senate.

On motion of Mr. Reed, the Secretary was directed to ask the House of Representatives to return to the possession of the Senate, House bill entitled

H. 232. An act to amend section thirteen, chapter forty-seven, of the General Statutes, entitled "Of levy of execution."

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to return to the possession of the Senate, agreeably to their request,

H. 232. An act to amend section thirteen, chapter forty-seven, of the General Statutes, entitled "Of levy of execution.

On motion of Mr. Taft, the vote whereby the Senate passed in concurrence House bill entitled

H. 232. An act to amend section thirteen, chapter forty-seven, of the General Statutes, entitled "Of levy of execution";

Was reconsidered. The question being, Shall the bill pass in concurrence? it was decided in the affirmative—yeas 19, nays 8.

Mr. Henry having demanded the yeas and nays, they were taken and are as follows:

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Those senators who voted in the affirmative are Messrs.

Barlow,	Harlow,	Porter,
Barstow,	Hendee,	Reed,
Clapp,	Howe,	Sanborn,
Cochran,	Hyde,	Smith,
Dale,	Ide,	Soule,
Dorr,	Martin,	Taft—19.
Doton,		

Those senators who voted in the negative are Messrs.

Baker,	Henry,	Orcutt,
Barrett,	Hill,	Skinner—8.
Goodhue,	Lane,	

So the bill was passed in concurrence, with a proposal of amendment.

EVENING.

A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered a joint resolution from the Senate, providing for the payment of the Reporters;

And have passed the same in concurrence.

The House have passed a bill of the following title:

H. 265. An act relating to the division of public money among school districts, and in amendment of sections eighty-three and eighty-six of chapter twenty-two of the General Statutes;

In the passage of which the concurrence of the Senate is requested.

Mr. Hendee introduced the following resolution:

Resolved by the Senate now in session, That the kind regards of the Senate are due, and are hereby extended, to the Secretary and Assistant Secretary of the Senate, for their prompt and courteous services during the present session;

Which was read and unanimously adopted.

A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the Governor has informed the House, that he has approved and signed bills, originating in the House, of the following titles:

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H. 24. An act to amend an act entitled "An act to incorporate the Vermont and New York Railroad Company," approved November 2, 1865;

H. 107. An act to provide for the restoration and preservation of fish in the State of Vermont;

H. 122. An act providing for a check-list of voters;

H. 158. An act to incorporate the Village of Winooski;

H. 195. An act to pay Franklin Butler the sum therein mentioned;

H. 201. An act granting certain powers to the Addison County Grammar School;

H. 213. An act in addition to chapter twenty-nine of the General Statutes, entitled "Of the court of chancery";

H. 220. An act relating to estates of homestead and in dower, and in amendment of section six of chapter sixty-eight of the General Statutes;

H. 236. An act to incorporate the Smith Soapstone Company;

H. 237. An act to incorporate the Taftsville Cemetery Association;

H. 242. An act in addition to number thirty-two of the Acts of 1865, approved November 9, 1865, relating to fees of sheriffs and constables;

H. 245. An act to prevent injury to public highways;

H. 261. An act in relation to appeals from judgments of justices of the peace in civil cases;

H. 268. An act to provide funds for the State Reform School;

H. 269. An act to incorporate the Peru Steam-Mill Company;

H. 270. An act to incorporate the Craftsbury Mill-Village Mill Company;

H. 275. An act making provision for the support of Government.

The House have considered Senate bill entitled

S. 118. An act in addition to an act entitled "An act for the relief of school district number four, in St. Albans";

And have passed the same in concurrence.

Mr. Barstow introduced the following resolution:

Resolved, That when the Senate adjourn, it adjourn to meet at eight o'clock to-morrow morning;

And on motion the resolution was

Ordered to lie.

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A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered Senate proposals of amendment to House bill entitled:

H. 51. An act in amendment of section seventeen of chapter one hundred and twenty-six of the General Statutes, relating to fees of members of the General Assembly;

And have concurred therein.

The House have considered Senate bill entitled

S. 8. An act relating to criminal prosecutions;

And have passed the same in concurrence.

House bill entitled

H. 265. An act relating to the division of public money among school districts, and in amendment of sections eighty-three and eighty-six of chapter twenty-two of the General Statutes;

Was read the first and second time, and referred to the Committee on Education.

Mr. Reed introduced the following joint resolution:

Resolved by the Senate and House of Representatives, That the employees of the Sergeant-at-Arms, who have had charge of the State House, be paid for their services at the rate of three dollars per day;

Which was read and adopted on the part of the Senate.

Mr. Lane, from the Committee on Education to whom was referred House bill entitled

H. 265. An act relating to the division of public money among school districts, and in amendment of sections eighty-three and eighty-six of chapter twenty-two of the General Statutes;

Reported in favor of its passage; whereupon the bill was read the third time.

Mr. Hyde moved to propose to the House to amend in section one, line four, by striking out after the word "one," the word "third," and inserting in lieu thereof, the word *fourth;*

Which was agreed to.

Also, in section one, line twenty-six, by striking out the word "three," and inserting in lieu thereof the word *two;*

Which was agreed to, and the bill passed in concurrence with a proposal of amendment.

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On motion of Mr. Reed, the Secretary was directed to ask the House of Representatives to return to the possession of the Senate, House bill entitled

H. 97. An act to authorize the removal of obstructions from Onion River and its tributaries.

A message was received from the House of Representatives, by Mr. Clarke, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to return to the Senate, agreeably to their request,

H. 97. An act to authorize the removal of obstructions from Onion river and its tributaries.

On the motion of Mr. Taft, the Senate resolved itself into executive session, and the doors were closed.

The President laid before the Senate a communication from his Excellency, the Governor, as follows:

STATE OF VERMONT,
EXECUTIVE CHAMBER, Montpelier, Nov. 19, 1866.

HON. A. B. GARDNER, *President of the Senate:*

SIR: I hereby nominate to the Senate for their consideration and approval, the names of the following persons to constitute the Board of Education in this State, for the year ensuing, viz:

First Congressional District:

Merritt Clark of Poultney,
D. D. Gorham of Montpelier.

Second Congressional District:

Jonathan Ross of St. Johnsbury,
Edward Conant of Randolph.

Third Congressional District:

Pliny H. White of Coventry,
A. J. Sanborn of Morrisville.

PAUL DILLINGHAM, Governor.

The nominations made by the Governor to constitute the Board of Education for the ensuing year, were confirmed; thereupon the executive session was dissolved, and the doors opened.

On motion of Mr. Reed, House bill entitled

H. 97. An act to authorize the removal of obstructions from Onion river and its tributaries;

Was taken up, and, on motion of Mr. Martin, the vote

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whereby the Senate refused the third reading of said bill, was reconsidered; whereupon the bill was considered, and read the third time.

Mr. Taft moved that the Senate propose to the House to amend by striking out the word "Onion," wherever it occurs in said bill, and inserting in lieu thereof the word *Winooski;*

Which was agreed to; and thereupon the bill was passed in concurrence, with a proposal of amendment.

A message was received from the House of Representatives, by Mr. Clarke, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered joint resolution from the Senate to pay the employees of the State House, and refused to concur in its adoption.

A messsage was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have adopted, on their part, a joint resolution granting the use of the Hall of the House of Representatives to the Congregational Society of Montpelier,

In the adoption of which the concurrence of the Senate is requested.

A joint resolution from the House of Representatives, as follows:

Resolved by the Senate and House of Representatives, That the use of the Hall of the House of Representatives be granted to the Congregational Society, of which the Rev. Wm. H. Lord is pastor, for public worship on the Sabbath during the months of May, June, July, August, September, and until the annual session of the Legislature, in October, A. D. 1867;

Which was read, considered, and the question being, Shall the resolution be adopted in concurrence? it was decided in the affirmative—yeas 18, nays 7.

Mr. Skinner having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Barlow,	Hendee,	Reed,
Barstow,	Hill,	Sanborn,
Clapp,	Ide,	Skinner,
Doton,	Lane,	Smith,
Goodhue,	Orcutt,	Soule,
Harlow,	Porter,	Taft—18.

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Those senators who voted in the negative are Messrs.

Baker,	Dorr,	Howe,
Barrett,	Henry,	Martin—7.
Cochran,		

So the resolution was adopted in concurrence.

A message was received from the House of Representatives, by Mr. Clarke, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered Senate proposals of amendment to House bill entitled

H. 265. An act relating to the division of public money among school districts, and in amendment of sections eighty-three and eighty-six of chapter twenty-two of the General Statutes;

Also to House bill entitled

H. 97. An act to authorize the removal of obstructions from Onion river and its tributaries;

And have concurred therein.

Mr. Taft introduced the following resolution, which was read and adopted:

Resolved, That the Secretary be directed to inform the House of Representatives, that the Senate have, on their part, completed the business of the session, and are ready to adjourn without day;

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed by the House of Representatives to inform the Senate, that they have, on their part, completed the business of the session, and are ready to adjourn without day.

He then withdrew.

Mr. Reed introduced the following resolution, which was read and adopted:

Resolved, That the Secretary of the Senate be directed to inform his Excellency, the Governor, that the Senate have completed the business of the session, on their part, and are ready to adjourn without day.

The Secretary of the Senate communicated to the Senate, from his Excellency, the Governor, as follows:

MR. PRESIDENT: Agreeably to a resolution of the Senate, I have waited upon his Excellency, the Governor, and informed him that the Senate have, on their part, completed

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the business of the session, and are ready to adjourn without day. He will immediately send his final communication to the Senate, by the Secretary of Civil and Military Affairs.

A message was received from his Excellency, the Governor, by Mr. Gay, Secretary of Civil and Military Affairs, as follows:

MR. PRESIDENT: I am directed by the Governor to inform the Senate, that he has approved and signed bills, originating in the Senate, of the following titles, viz:

S. 116. An act to incorporate the Warren Gold Mining Company;

S. 117. An act to incorporate the Craftsbury Mill Company;

S. 119. An act to change the name of the Sheldon and Slason Marble Company;

S. 118. An act in addition to an act entitled "An act for the relief of school district number four, in St. Albans";

S. 8. An act relating to criminal prosecutions.

I am further directed by the Governor to inform the Senate that he has received their communication that they have, on their part, completed the business of the session, and that he has no further communication to make to them.

Mr. Porter, from the Committee on Bills, submitted the following report:

SENATE CHAMBER,
Montpelier, Nov. 19, 1866.

To the Honorable Senate now in session:

The Committee on Bills have this day submitted to the Governor for his approval and signature, bills, originating in the Senate, of the following titles, viz:

S. 100. An act for the regulation and government of the Vermont Reform School;

S. 84. An act to incorporate the Eolian Hotel Company;

S. 111. An act to incorporate the Monkton Kaolin Company;

S. 112. An act to amend an act entitled "An act to incorporate the Brooksville Edge Tool Company," approved October 24, 1861;

S. 113. An act to legalize the grand lists of the town of Jamaica for the years 1863, 1864 and 1865;

S. 94. An act to legalize the grand list of the town of Cornwall for the year 1866;

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S. 93. An act to amend an act, approved November 21, 1864, entitled "An act to provide for the repairs of houses of public worship";

S. 104. An act to authorize the towns of Woodstock, Sherburne, Bridegwater, Plymouth, Pomfret, Hartland and Hartford to raise money for building a railroad;

S. 105. An act to amend section one of an act entitled "An act to authorize the town of Woodstock to raise money for building a railroad;"

S. 85. An act to incorporate the Union Hook and Ladder Company No. 1, of Rutland;

S. 86. An act relating to the collection of town taxes;

S. 97. An act relating to the printing of the grand list;

S. 103. An act to appropriate money for the State Library;

S. 2. An act in relation to the earnings of married women, and in addition to chapter seventy-one of the General Statutes;

S. 80. An act to provide for the repairs of highways;

S. 90. An act providing that towns may elect a collector of taxes;

S. 7. An act to amend section sixty-one, chapter eighty-nine, of the General Statutes;

S. 18. An act to amend section seventeen, chapter eighty-seven, of the General Statutes, entitled "Of insurance companies";

S. 43. An act to survey and establish the boundary line between the towns of Belvidere and Bakersfield;

S. 108. An act assessing a tax on the county of Washington;

S. 115. An act in addition to section seven of chapter twenty-two of the General Statutes, relating to text-books prescribed for use in the district schools of this State;

S. 65. An act to incorporate the New York, New England and Montreal Express Company;

S. 89. An act ceding to the United States exclusive jurisdiction over sites for custom-houses;

S. 44. An act to amend an act entitled "An act to incorporate the city of Burlington," approved November 22, 1864;

S. 23. An act to incorporate the St. Albans Marble Company;

S. 64. An act in relation to the naturalization of aliens;

S. 75. An act to amend an act entitled "An act to

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amend an act to incorporate the Village of Rutland, approved November 15, 1847," approved November 9, 1865;

S. 78. An act amending an act to incorporate the Vermont State Agricultural Society, approved November 18, 1856";

S. 22. An act to incorporate the Providence Orphan Asylum and Hospital at Burlington.

MARCUS O. PORTER, for Committee.

Mr. Doton, from the Committee on Bills submitted the following report:

SENATE CHAMBER,
Montpelier, November 19th, 1866.

The Committee on Bills report that they have presented to the Governor bills of the following titles:

S. 92. An act in addition to chapter seventy-nine of the General Statutes, entitled "Of money of account and interest";

S. 82. An act in amendment of section one, chapter twenty-two, of the General Statutes, and relating to the Board of Education.

S. 119. An act to change the name of the Sheldon and Slason Marble Company;

S. 116. An act to incorporate the Warren Gold Mining Company;

S. 117. An act to incorporate the Craftsbury Mill Company;

S. 118. An act in addition to an act entitled "An act for the relief of school district number four, in St. Albans";

S. 8. An act relating to criminal prosecutions.

HOSEA DOTON, for Committee.

Mr. Dorr moved that the Senate do now adjourn.

Before declaring the Senate adjourned, his Honor, the President, returned his kind acknowledgments to the senators for the kindness and courtesy they had on all occasions extended to him, trusting that health, peace, happiness and prosperity would attend them in their future lives; and thereupon declared the Senate adjourned.

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TUESDAY, NOVEMBER 20, 1866.

At eight o'clock in the forenoon, in accordance with the joint resolution for that purpose, the President of the Senate declared the senate adjourned without day.

HENRY CLARK,
Secretary of the Senate.

I hereby certify that the foregoing is a true copy of the Journal of the Senate of the State of Vermont, for the Annual Session thereof, commencing on the second Thursday, being the 11th day of October, A. D. 1866.

HENRY CLARK,
Secretary of the Senate.

STATE HOUSE,
Montpelier, November 20, 1866,

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APPENDIX.

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APPENDIX.

TREASURER'S REPORT.

STATE OF VERMONT, IN ACCOUNT WITH J. B. PAGE, TREASURER.

CREDIT.

By cash received as follows:		
Balance in Treasury, September 5th, 1865		$12,497 01
Agricultural College fund		4,072 00
Balances from county clerks		18,523 20
Fees from judges of probate		12,062 09
Bank Commissioner's salary, sundry banks		517 90
Railroad Commissioner's salary, 1864–5, sundry railroads		570 46
Surplus fund notes, paid		400 00
Tax on foreign bank stock		2,129 87
Collected on tax of 1863		78 34
Collected on tax of 1864		9,414 59
Collected on tax of 1865		589,879 13
Balances due for allotments to officers and soldiers		21,276 91
Repaid by P. P. Pitkin, Q. M. General, by Auditor's order		6,309 12
Temporary loan of 1864		204,000 00
Temporary loan of 1865		80,000 00
Organized militia, fines for non-attendance at June drill		880 89
From sundry persons, on account of liquor prosecutions		219 27
From sundry soldiers in re-payment of overdraft of State pay		285 25
P. P. Pitkin, Q. M. General, for sale of hospital, ordnance and subsistence stores		15,020 19
D. Stewart, Auditor, for sale of lands in Lamoille and Orleans counties		324 75
D. Stewart, Auditor, for sale of real estate received from H. M. Bates		1,000 00
United States, repaid on account of St. Albans raid		9,268 26
Geo. F. Bailey & Co., for license to exhibit circus		3,000 00
In settlement of sundry accounts from		
John Howe, Jr.	$35 64	
Samuel Williams	770 50	
George F. Davis, Quartermaster General	793 93	
George W. Bailey, Jr.	180 00	
J. H. Brainerd	51 66	
Pond & Morse	3 74	
A. G. Pease	133 24	
		1,968 71

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Interest on taxes and loans		$751 61
Discount on bonds, 1861, redeemed		315 25
Sundry checks, outstanding and unpaid		1,793 69
		$996,558 49

DEBIT.

To cash paid as follows:

Debentures of General Assembly, October, 1865:		
Senate	$3,355 40	
House of Representatives	20,383 90	
		$23,739 30
Salaries of sundry officers:		
Judges of Supreme Court	$5,104 50	
J. G. Smith, Governor, two years	2,000 00	
G. W. Bailey, Jr., late Secretary of State	289 31	
Geo. Nichols, Secretary of State	110 69	
C. M. Gay, Secretary of Civil & Military Affairs	137 50	
W. G. Veazey, Reporter Supreme Court	112 50	
A. R. Camp, Bank Commissioner, and expenses	533 75	
G. H. Rice, Railroad Commissioner	500 00	
J. H. Flagg, Clerk House of Representatives	700 00	
Charles Reed, Librarian	62 50	
Z. C. Camp, Sergeant-at-Arms	150 00	
		9,700 75
Salaries of Judges of Probate:		
C. G. Tilden, District of Addison	$275 00	
A. L. French, District of Caledonia	375 00	
E. E. Wales, District of Chittenden	450 00	
J. W. Hartshorn, District of Essex	100 00	
A. J. Samson, District of Franklin	450 00	
John Porter, District of Hartford	350 00	
C. C. Chadwick, District of Lamoille	200 00	
R. Tyler, District of Marlboro	1,625 00	
M. R. Tyler, District of Orleans	300 00	
J. R. Cleaveland, District of Randolph	275 00	
C. M. Willard, District of Rutland	250 00	
T. R. Merrill, District of Washington	900 00	
		5,550 00
Salaries of State's Attorneys:		
H. S. Foot, Addison county	$225 00	
A. L. Miner, Bennington county	150 00	
R. S. Taft, Chittenden county	250 00	
D. S. Storrs, Essex county	100 00	
J. H. Dewey, Franklin county	500 00	
H. Hill, Grand Isle county	50 00	
P. K. Gleed, Lamoille county	100 00	
J. B. Bromley, Rutland county	275 00	
H. Carpenter, Washington county	225 00	
C. H. Heath, Washington county	450 00	
C. B. Eddy, Windham county	225 00	
C. P. Marsh, Windsor county	500 00	
		3,050 00
Warrants drawn by Gov. Smith	$9,296 76	
Warrants drawn by Gov. Dillingham	7,668 01	
Warrants approved by Governor in aid of soldiers' families	861 83	
		17,822 60

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Extra pay of seven dollars per month		$76,394 82
Commutation of extra pay		1,000 00
Balance brought forward for allotments to officers and soldiers		38,049 04
Organized militia, pay rolls for drill	$30,765 00	
Organized militia, costs paid	64 83	
		30,829 83
Court orders		45,119 41
Auditor's orders		174,182 17
State bonds of 1871, redeemed and canceled		24,500 00
Safety fund, paid receiver Danby Bank		5,625 00
Sinking fund, for the payment of bonds due in 1871		75,500 00
Board of Education		1,580 94
Bear certificates		195 00
Loan of 1859, paid		25,000 00
Temporary loan of 1864, paid		204,000 00
Temporary loan of 1865, paid		80,000 00
Special appropriations:		
J. Gregory Smith, Commissioner of deaf, dumb and blind	$1,865 71	
William Haskins	50 00	
		1,915 71
Interest:		
On State bonds	$99,300 00	
On State bonds of 1871, redeemed	322 50	
On loan of 1859	750 00	
On taxes and three per cent. discounts	13,671 80	
On allotments	1,277 82	
On surplus fund paid towns	664 61	
On safety fund, paid receiver Danby Bank	645 00	
On temporary loans, 1864, 1865	7,595 52	
		124,227 25
Balance in treasury, Sept. 10, 1866		28,576 67
		$996,558 49

Treasurer's Office, Rutland, Sept. 10, 1866.

STATE FINANCES.

To the Auditor of Accounts:

SIR:—I submit herewith a statement of the transactions of the Treasury during the past fiscal year. Part of the details of payments from the Treasury during the year, appear upon the foregoing balance sheet, and for further details, reference must be made to the list of Auditor's orders. This is owing to the change in the form of vouchers, under the law of last session, "Defining the duties of certain State officers, and for the protection and benefit of the Treasury:" which, while it simplifies

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the Treasurer's accounts, transfers the report of details of expenditures from this department to the Auditor's office, where it more properly belongs.

The receipts and disbursements for the fiscal year may be classified as follows:

RECEIPTS.

Taxes	$599,372 06
Agricultural College fund	8,072 00
Sale of real estate by Auditor	1,324 75
License for circus	3,000 00
Safety fund note, collected in part	400 00
Loans of 1864 and 1865	284,000 00
Soldiers' allotments	1,328 30
Balance, September, 1865	12,497 01
	$909,994 12

DISBURSEMENTS.

Ordinary and war expenses, balance	$291,083 19
Pay rolls, militia, less fines	29,948 94
Soldiers' allotments	18,100 43
Agricultural College fund, invested in bonds	4,000 00
Safety fund repaid	5,625 00
Loan of 1859, balance paid	25,000 00
Loans of 1864 and 1865, paid	284,000 00
Balance of interest account	123,659 89
Credit sinking fund	75,500 00
Bonds of 1871, paid	24,500 00
Balance, September, 1866	28,576 67
	$909,994 12

TAXES.

The amounts assessed and collected on State taxes, are as follows:

Tax of 1863 of 100 per cent. on $975, 230 66		$975,230 66
Deduct abatements and collection fees		43,378 50
		$931,852 16
Accounted for in 1864	$926,410 30	
Accounted for in 1865	5,363 52	
Accounted for in 1866	78 34	
		$931,852 16
Tax of 1864, of 125 per cent. on $1,012,692 66		$1,265,865 83
Deduct abatements and collection fees		56,331 06
		$1,209,534 77
Add 125 per cent. on list of unorganized towns and gores		1,819 56
		$1,211,354 33
Accounted for in 1865	$1,201,939 74	
Accounted for in 1866	9,414 59	
		1,211,354 33

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Tax 1865, of 60 per cent. on $1,037,660 05		$622,596 06
Deduct abatements and collection fees		27,705 49
		$594,890 57
Add 60 per cent. on list of unorganized towns and gores		866 12
		$595,756 69
Accounted for in 1866		589,879 13
Balance to be accounted for		$5,877 56
Due from Berkshire	$60 00	
Due from Buel's Gore	83 87	
Due from Colchester	1,559 98*	
Due from Danby	448 21	
Due from Goshen Gore	346 27	
Due from Goshen and Harris Gore	51 28	
Due from Hinesburgh	1,453 20*	
Due from Moretown	35 49*	
Due from Royalton	1,030 33	
Due from Rutland	306 09	
Due from Stratton	442 84	
Due from Whiting	60 00	
		$5,877 56

ALLOTMENTS.

Balance due soldiers, Sept. 1865	$38,049 04
Received since Sept. 1865	1,328 30
	$39,377 34
Paid on orders and receipts	18,100 43
Due soldiers on demand	$21,276 91

AGRICULTURAL COLLEGE FUND.

Balance on hand September, 1865		$131,565 10
Interest collcted		8,036 00
Discount on bonds bought		36 00
		$139,637 10
Invested in State bonds		$133,500 00
Invested in U. S. 7 3-10 bonds		2,000 00
Balance cash on hand	$4,072 00	
Balance cash on hand, Sept. 1865	65 10	
		4,137 10
		$139,637 10

The liabilities and resources at the date of this report, are as follows:

FUNDED LIABILITIES.

State bonds outstanding, viz:	
Due June 1st, 1871	$875,500 00
Due December 1st, 1874	250,000 00
Due December 1st, 1876	250,000 00
Due December 1st, 1878	250,000 00
	$1,625,500 00

*Paid since the books were closed. Several unpaid, are on account of errors claimed in grand list.

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It is expected that before the session of the Legislature, the amount to the credit of sinking fund ($75,500 00) will be applied in payment of bonds. It is also anticipated that at least $50,000 00 will soon be received from the United States on account of balances due the State, which will allow a farther sum of bonds to be retired.

CURRENT LIABILITIES.

Due allotment	$21,276 91
Due receiver Danby Bank, safety fund	6,750 00
Due towns, U. S. surplus fund	11,176 18
Due Agricultural College fund	4,137 10
Due extra State pay, estimated	20,000 00
	$63,340 19

CURRENT RESOURCES.

Balance in treasury	$28,576 67	
Due on tax of 1865	5,877 56	
Surplus fund notes, unpaid	1,100 00	
		$35,554 23
Excess of current liabilities		$27,785 96

Estimated current expenses, viz:

Interest on bonds and loans	$96,000 00
Other State expenses	170,000 00
For sinking fund, installment on bonds	150,000 00
	$416,000 00

To pay which will require a tax of forty-five cents on the dollar on the grand list.

J. B. PAGE, *Treasurer.*

Treasurer's Office, Rutland, Sept. 10, 1866.

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REPORT OF JOHN HOWE, JR., RELATIVE TO STATE AID FOR SOLDIERS' FAMILIES IN VERMONT.

To his Excellency, Paul Dillingham:

Enclosed is respectfully submitted a report of the expenditure for State aid to soldiers' families, from September 1, 1865, to April 15, 1866, when the accounts were closed, under the acts of April 26, 1861, and November 14, 1862.

Expenditures from September 1, 1865, to April 15, 1866...	$335 66
Paid claim of agent of Corinth for 1865, and settled by arbitration.....	234 52
Paid for keeping books, accounts, postage stamps, &c.....	25 00
Total expenditure.....	$595 18
Less received from agent of Pomfret, and paid to State Treasurer.....	13 00
Amount actually expended.....	$582 18

There are no unsettled claims.

Very respectfully yours,

JOHN HOWE, JR.

Brandon, Sept. 12, 1866.

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RESOLUTION RELATING TO SEA-FISH.

GENERAL ASSEMBLY,
May Session, A. D. 1866.

Resolved by the Senate and House of Representatives, in General Assembly convened:

That his Excellency, the Governor, be authorized to appoint two commissioners to consider the subject of the protection of sea-fish in the Connecticut river; the introduction of new varieties of fresh-water fish, and the protection of fish generally in our waters; and to make reports of such facts and suggestions as may be material, to the next session of the Legislature; and that such commissioners communicate with commissioners that are or may be appointed by the states of Massachusetts, Vermont and New Hampshire, upon the subject of the restoration of sea-fish; and that his Excellency, the Governor, be requested to furnish the Governors of those states with a copy of this resolution.

SENATE, June 29, 1866.

Passed.

JOHN R. BUCK, *Clerk.*

HOUSE OF REPRESENTATIVES, June 29, 1866.

Passed,

J. U. TAINTOR, *Clerk.*

STATE OF CONNECTICUT, ss.
OFFICE OF SECRETARY OF STATE.

I hereby certify that the foregoing is a true copy of record in this office.

In testimony whereof, I have hereunto set my hand, and affixed the seal of said state, at Hartford, this 10th day of September, A. D. 1866.

[L. S.]

L. E. PEASE, *Secretary of State.*

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REPORT OF COMMISSIONERS RELATIVE TO THE RESTORATION OF SEA-FISH TO THE CONNECTICUT RIVER AND ITS TRIBUTARIES.

To his Excellency, Paul Dillingham,
Governor of the State of Vermont:

SIR:—The commissioners, appointed in pursuance of the joint resolution of the Legislature of 1865, relative to the restoration of sea-fish, and the introduction of new varieties of fresh-water fish into the waters of the Connecticut and its tributaries, would respectfully submit the following report:

In order to accomplish successfully the desired object of restocking the Connecticut river and its tributaries with migratory fish, it seemed necessary that there should be a hearty coöperation and concurrent legislation on the part of the states of Vermont, New Hampshire, Massachusetts and Connecticut.

To secure this it was deemed advisable to confer with the other commissioners that had been appointed, and therefore by previous arrangement we met Hon. H. A. Bellows and Capt. W. A. Sanborn, commissioners for New Hampshire, and Col. Theodore Lyman, one of the commissioners for Massachusetts, at Lawrence, Mass., on the 30th day of November last. At this meeting the commissioners, together with his Excellency, Governor Smyth, of New Hampshire, and several other persons whom we met, manifested much interest in the object for which the meeting was called, and expressed an earnest desire for the return of shad and salmon to the rivers of New England, as in the days of our ancestors.

Numerous instances were cited where experiments had been made in Great Britain and France to restock streams that had become nearly or quite destitute of edible fish. In every instance where the efforts had been judiciously made the results were successful. The barren streams in many instances had become sources of wealth to the nation, and furnished an immense amount of wholesome food for the inhabitants thereof. Is it placing too high an estimate upon Yankee enterprise and New England character to say that as good and even better results may follow similar efforts to restock the streams of New England?

During the session of the legislature of Massachusetts in April last, we visited Boston twice, and appeared before the legislative committee to whom was referred the subject of restocking the Merrimac and Connecticut rivers with sea-fish. That committee and the leading members of both branches of the legislature seemed favorably impressed with the importance and feasibility of the project, provided it had the concurrent legislation and assistance of the other states interested.

But it could not be expected that the legislature of Massachusetts would cause the erection and maintenance of fishways over the dams at

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Lowell, Lawrence, Holyoke and Turner's Falls, which at a moderate estimate would cost over twenty thousand dollars, unless the other states interested signified a willingness to coöperate in the movement. The legislature manifested a desire to cause the fishways to be built, if in return Vermont and New Hampshire would supply and suitably protect the young fish, and Connecticut would cause the erection of a fishway at Enfield Falls, and enact and enforce laws to prohibit the fearful and unrestricted slaughter made with gill-nets within her borders.

We, as commissioners, felt unauthorized to make any *pledges*, but expressed the opinion that Vermont would cheerfully do her duty in the matter. Judge Bellows expressed the same opinion concerning New Hampshire. At that time Connecticut had no commissioners upon the subject, therefore no expression of opinion for that state was given.

Before Massachusetts could act consistently in the matter of building fishways over dams on the Connecticut river, it seemed desirable that she should receive some assurance of coöperation from Connecticut. This was impossible until the meeting of the Connecticut legislature, which would be after the legislature of Massachusetts had adjourned. But the legislature of Massachusetts, with its accustomed willingness to advance a worthy object, enacted a law providing for the construction and maintenance of fishways on the Merrimac and Connecticut rivers, but inserted a provision as follows:

"SEC. 13. Said commissioners may in their discretion delay the definite construction of fishways on the Connecticut river, until they shall be satisfied that such legislation has been adopted by the state of Connecticut, as shall in the opinion of said commissioners be necessary to secure the free passage of the fish above named through that part of said river as runs through said state of Connecticut."

The legislature also adopted the following preamble and resolutions:

"WHEREAS, The Connecticut river, in this state, formerly furnished an inexhaustible supply of shad and other kinds of migratory fish, which have now partially disappeared from that portion of said river within this state; and

WHEREAS, There is nothing to prevent the return of said fish from the sea to our waters, except the want of suitable fishways over the dam at Enfield Falls, in the state of Connecticut, in such numbers as largely to contribute to the supply of food for the inhabitants of this state; therefore,

Resolved, That the attention of the state of Connecticut be invited to this subject, and that it be earnestly requested to take early measures to cause fishways to be constructed over the dam at Enfield Falls; either requiring this work to be done by the proprietors of said dam or by the exercise of the right of eminent domain, as due alike to the relations of comity between that state and this Commonwealth, to the obligations of international law, and to the local interests of that state.

Resolved, That his Excellency, the Governor, is hereby requested to transmit a copy of these resolutions to the governor of the state of Connecticut, with a request that the same be laid before the legislature of the same."

Col. Theodore Lyman of Brookline and Hon. Alfred R. Field of Greenfield were appointed commissioners to superintend the construction and maintenance of fishways in Massachusetts, and are to hold their offices for the term of five years. A fishway at Lowell, twelve feet wide, is completed, and the one at Lawrence is being built, and will be completed

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before the stream is closed with ice. The cost of the latter is estimated at $8,500.

The legislature of Connecticut, at its session in June last, adopted a resolution empowering the governor of the state to appoint two commissioners to confer with similar appointees of Vermont, New Hampshire and Massachusetts, concerning the introduction and protection of sea-fish in the Connecticut river. In pursuance of this, his Excellency, Governor Hawley, appointed as said commissioners Messrs. J. Hammond Trumbull of Hartford, and William H. Goodspeed of East Haddam.

In a communication apprising us of the appointments that had been made, Governor Hawley expressed confidence in the enterprise, and said he should "take great pleasure in aiding in the attainment of the ends sought by the general movement."

The commissioners of New Hampshire have been authorized to coöperate with those of Massachusetts in restocking the Merrimac river with shad and salmon, and also the Connecticut river, if the other states in interest do their duty in the matter. At this time they have a man in their employ in New Brunswick to procure salmon spawn, and they are also adopting measures for the construction of fishways on the Merrimac and its tributaries in that state.

From the foregoing it appears that our sister states are in earnest upon this subject. The interest and unity of feeling manifested induces the belief that concurrent legislation and united efforts on the part of all the states in interest will accomplish the desired result.

The willingness and promptitude with which Vermont has ever responded to all reasonable calls that have been made, induce the belief that it is needless for us to suggest that the legislature should follow the noble examples set by the legislatures of Massachusetts and New Hampshire, and provide for the introduction of spawn into all streams suitable for either shad or salmon, and also to enact stringent laws for the suitable protection of fish.

It may be proper in this place to present a few facts relative to shad and salmon, upon which our belief in the feasibility of the project proposed is predicated.

Shad and salmon are gregarious and migratory. During the winter months they live in salt water and grow very rapidly. In the spring they are very fat, and invariably return to spend the summer in their native streams. The females that are filled with spawn are said to be the first to resort to the fresh water. In a few weeks the males follow them. It is mainly from the fact that these migratory fish always return to fresh water to deposit their spawn and *to the identical spawning beds where they were hatched*, that we predicate our belief that with suitable effort they may again become abundant in the Connecticut and its tributaries.

The Germans and French were the first to engage in artificial fish culture. The latter have carried it to a great degree of perfection. During the present year there has been holden, under the auspices of the *Scientific Society of Arcachon* with the coöperation of the French Government, a National Fair or exposition of fishery and water culture at Arcachon. A report of this exposition will be addressed to the Imperial Commission of the Universal Exposition of Paris in 1867, where it is expected the contributions resulting from the fish culture in France will form an important feature. The council of administration or directors under whose supervision the exposition was holden, in their circular say: "If we have borrowed from England the improved methods of farming, it is to

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France that the English have come to gain the very idea of water culture. So we may hope that the imperial commission of the coming universal exposition of Paris will think proper to make use of the exposition of Arcachon, to arrive in 1867, in the section of fishery and water culture, at the same remarkable result attained by the Imperial Commission of the universal exposition of London in 1862, for the section of agriculture."

The experiment of fish culture has also been successfully made in Great Britain. In a few instances streams that never had these fish in them until the spawn were introduced and fishways built, have become sources of wealth.

The head waters of the Claregalway in Ireland were cut off from the sea by a natural fall in the stream so that no sea-fish were able to ascend to them. But a fishway has been built and salmon spawn introduced, and the river affords one of the best salmon fisheries in Great Britain. The Robe river that empties into the Lough Mask in Ireland had no sea-fish in it till a fishway about two miles in length was built over the natural obstruction in the stream, and salmon ova were placed there and hatched. It now abounds in salmon.

The Tay river in Scotland formerly produced salmon, but being unprotected by suitable laws and regulations they became nearly extinct in that stream. But the persevering efforts of Messrs. Buist and Brown, who propagated the young fish at their establishment at Stormonfield, and the stringent laws relating to fishing in that country, have had the effect to make salmon very abundant in that stream. In 1863 the streams of Scotland produced salmon to the value of £500,000, and the salmon caught that year in Ireland were estimated at 300,000 pounds sterling.*

We will cite one more instance touching this point, taken from "*The American Angler's Book*," by Norris (pp. 233–4) as follows:

Loch Shin, a piece of water about twenty-one miles by fourteen, situated in the heart of the Sutherland Mountains, is the immediate feeder of the River Shin, noted for its salmon fecundity. The loch itself has four feeders, middling sized rivers, viz: the Terry, Fiack, Garvie, and Curry, in which, previously to the year 1836, not a salmon was ever seen, though many were in the habit of entering the loch or lake. In the year mentioned, at the request of his Grace of Sutherland and Mr. Loch, M. P., salmon were caught in the river Shin, shortly before the spawning season, and conveyed to the four rivers above named, amongst which they were distributed in due proportions. Mr. Young was the managing director on the occasion. In the wonted season all the fish spawned, each in its respective river.

Now mark one of the consequences;—salmon at present, and ever since, come regularly to spawn, traversing the lake to do so, in all these heretofore salmonless rivers. Nay, more, the fish hatched in the Terry —at least those that survive long enough—return to the Terry, and the young of the other three rivers return from the sea to them, each grilse or salmon entering never-failingly the stream that gave it birth. What wonderful and unerring instinct!"

With these well-established facts and figures before us, we cannot longer question the expediency of making the attempt to restock our streams with sea-fish.

The salmon (*salmo salar*) has always been a favorite fish, and brings the highest price of any fish in our markets. Its habits are tolerably well known, and are similar to those of the common brook trout (*salmo*

* Buckland's Fisheries of Great Britain.

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fontinalis). Like the latter it always seeks clear, cold and shallow water, in which it deposits its spawn.

A female salmon that weighs ten pounds is said to deposit each year ten thousand ova. Larger and smaller ones produce in the same proportion, that is, for every pound that the fish weighs she is estimated to produce one thousand eggs. The common trout is even more prolific than this. Salmon and trout usually deposit their spawn in the months of October, November and December. At the time of spawning the female trout in their natural state are always attended by a male of the same species. A clean, gravelly spot is selected, and lest some light substance of a muddy nature should be mixed with the gravel, the fish are guided by their instincts to *sweep* it clean with their tails before the spawn is deposited. This precaution is necessary, for spawn will not retain life in muddy water. This is doubtless one reason why so few trout are hatched in streams subject to freshets. After the spawning bed is suitably prepared the female deposits a portion of her ova, and is soon followed by the male fish that quietly settles upon the bed just vacated by his mate, and emits a spermatic fluid that descends upon and impregnates the eggs. By the combined motions of the fish and the effect of the running water the eggs are soon covered by the gravel or small pebbles upon which they are deposited.

The trout selects a shady spot in the stream, and usually deposits her spawn in night time. It is said—whether in truth or not—that spawn long exposed to the direct rays of the sun will not hatch. From the fact that the trout in her native stream selects a shady place for her spawning bed, we incline to the belief that the assertion may be true, and therefore would suggest that the safer way would be to deposit spawn of all fish in places not exposed directly to the sunlight. The young fry should also have a shady place in which to pass the first month of their existence.

Mr. Andrew Young, a Scotchman, who devoted much time to the study of salmon, gives the following description of the spawning bed, and the manner in which the ova are deposited and impregnated:*

"The spawning bed," says he, "which may be called a continuation of nests, is never fashioned transversely or across the water current, but straight against it. The way the bed is formed has never before been accurately described. Some have affirmed that the male fish is the sole architect; others that the female does all the work; others again, that the tail is the only delving implement employed, and others write that the bed trenches are dug across the stream. A salmon spawning bed is constructed thus: The fish having paired, chosen their spot for bed-making and being ready to lie in, they drop down stream a little and then rushing back with velocity toward the spot selected, dart their heads into the gravel, burrowing with their snouts into it. This burrowing action, assisted by the power of the fins, is performed with great force, and the water's current aiding; the upper part or roof of the excavation is removed. The burrowing process is continued until a first nest is dug sufficiently capacious for a first deposition of ova. Then the female enters this first hollow link of the bed, and deposits therein a portion of her ova. That done she retires down stream and the male instantly takes her place, and pouring, by emission, a certain quantity of milt over the deposited ova, impregnates them. After this the fish commence a second excavation immediately above the first, and in a straight line with it. In making the excavations they relieve one

* See G. P. Marsh's report on the Artificial Propagation of Fish, 1857.

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another. When one fish grows tired of its work, it drops down the stream until it is refreshed, and then with renovated powers resumes its labors, relieving at the same time its partner. The partner acts in the same spirit, and so their labor progresses by alternate exertion. The second bed completed, the female enters it as she did the first, again depositing a portion of ova, and drops a little down stream. The male forthwith enters the excavation and impregnates the ova in it. The dif ferent nests are not made on the same day, but on different days progressively. The ova in the first are covered with gravel and sand, dug from the second, being carried into it chiefly by the action of the current. The excavating process just described is day by day continued until the female has no more ova to deposit. The last deposition of ova is covered in by the action of the fish and water, breaking down some of the gravel crust above and over the nest. Thus is formed a complete spawning bed, not at once, not by a single effort, but piecemeal, at several intervals of greater or less duration, according to the size of the fish and quantity of ova to be deposited."

When the female salmon or trout is engaged in depositing her ova the male is very attentive, and fiercely attacks any fish that attempts to eat the spawn or approach his mate. It is a curious fact, and a wise provision in nature, that during the spawning period fish will rarely ever eat anything. Were it otherwise they would devour their own spawn, for every fisherman knows how greedily trout and other fish will eat spawn, even of their own species, when given to them away from their spawning beds. It is said* that neither shad nor salmon ever have any food in their stomach after reaching fresh water, and the presumption is that they gain most of their sustenance in the salt water after they make their first trip to it. It is well known that they invariably are fat when they enter fresh water, and lean when they leave it.

The period of incubation for trout and salmon varies according to the temperature of the water in which the ova are deposited. From the testimony of an English writer† salmon spawn have been known to hatch in thirty days, while others in water of a lower temperature have remained one hundred and forty days before they hatched.

From the careful experiments made by Mr. John Shaw in Great Britain, about thirty years ago, it is found that the eggs of salmon will hatch in one hundred and fourteen days when the water has a temperature of thirty-six degrees; one hundred and one days with a temperature of forty-three, and ninety days with a temperature of forty-five degrees.

The spawn when first deposited are quite translucent. If prpoerly impregnated, a milky speck will appear in the egg, which will gradually expand into a whitish line—the germ of the spine. At one end of this two black specks appear that mark the spots for the eyes. These continue to grow till the empryo fish breaks from the shell, when the eyes appear disproportionately large. As the young fry emerges from the shell it is nearly transparent, its fins but imperfectly formed, and it is able to swim but little in consequence of the umbilical bladder that is attached to it just back of the gills. This bladder is nearly as large as the egg which contained it, and from it the young fry derives its entire support during the first month of its existence. It is when the fish are in the embryo state—just after the black spots that mark the eyes appear —that they can safely be transported and introduced into streams far dis-

* See Norris' American Angler.
† Frank Buckland.

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tant from the one in which their progenitors lived. All that is required to insure their safe removal seems to be a uniform temperature, and a sufficient amount of aërated water to keep them wet. If they are placed in water it should be often changed, or air should be driven through it with a bellows or syringe. Moss from swamps is like a sponge, and not only retains the water, but also seems to impart oxygen to it. Spawn carefully packed in wet sphagnum moss can be safely transported to a considerable distance.

Soon after the umbilical bladder is absorbed the young fry seek food, and are very sprightly in their motions. They are then called *parrs*. We will now briefly quote the words of another* showing the growth, and giving the *names* that the salmon bear in the different stages of their existence. After the umbilical sac is absorbed, he says: "It is then a salmon *fry*, and so continues to its twelfth month when it becomes a *smolt* with silvery coat, its length five inches or so, and its weight two or three ounces. It then migrates to salt water, feeds therein, and in the course of three or four months becomes a *grilse*, or maiden salmon, weighing not unfrequently eight pounds (rapidity of growth most marvelous and almost incredible!) In this grilse state it returns to its native river, spawns in due season upon its fords, and not long afterward migrates for the second time to the sea. Having fed there for two or three months it becomes an adult salmon weighing twelve, fourteen or sixteen pounds. It again returns to its native river, deposits in the spawning beds some ten thousand to fifteen thousand ova, which are impregnated by the male, and give life in all probability to seven or eight thousand salmon. Salmon will migrate and immigrate every year until they are captured, increasing in size, not in the same ratio as in their first years, and breeding annually." Some may ask how these facts are known. To such we will say that repeated experiments have been made by cutting the fins of the young fish or attaching marked labels to them which were easily recognized upon the return of the salmon.

Mr. Andrew Young of Sutherlandshire, England, made experiments which he reports as follows: †

"I have experimented on salmon" says he, "for upwards of thirty years. * * * * In 1834, and for a number of years following, we marked spawned fish for the purpose of settling the question denied by many, of the return of salmon to their native rivers. This we did satisfactorily. We, in 1835, marked smolts to ascertain and set at rest the following point, denied by many, viz: that the *smolts* returned *grilse* the same year that they first went from the river to the sea in the smolt state. The experiment proved this also, and specimens of the grilse that we marked when smolts, and which returned grilse from the sea to fresh water the year they were marked, may be now seen in the Museum of the Royal Society of Edinburgh. We continued these markings many years, invariably with similar results, and at the same period, continuing continuously during three years, we carefully watched the spawning operations and spawning beds in all their stages, and were fully convinced at last that the fry remained in the rivers *one whole year and no longer after having been hatched.*"

From the foregoing it appears that the parr or young salmon fry remains in its native stream one full year, and weighs only a few ounces; that it then becomes a smolt, clothed with silvery scales, and runs to the sea, where it remains a few months and returns a grilse from fifteen

* See Fry's Treatise on Fish Breeding, pp. 159–60.
† See Fry's Treatise on Fish Breeding, pp. 117–118.

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to eighteen months old, filled with spawn and weighing from four to eight pounds each! After the spawning season is past it returns to salt water lean and worthless. A few months elapse and it again returns to fresh water weighing from ten to sixteen pounds, and then they are called salmon.

The natural history of the shad (*alosa præstabilis*) is in some respects similar to the salmon. They ascend fresh water streams in May and June and soon deposit their spawn that hatch in a few weeks. The young shad the next fall run in immense numbers to the salt water where they spend the winter. In the spring they return fat to their native waters weighing from two to six pounds each. They select their spawning ground in bodies of water deeper and warmer than those occupied by the salmon. The deep eddies below dams and waterfalls are generally selected by them. The eddy below Bellows Falls was formerly a favorite spawning ground for the shad. The one below Holyoke dam in Massachusetts is now occupied for that purpose, and thousands of shad are annually caught at that place.

Before the erection of the high dam across the Merrimac at Lowell, shad and salmon ascended that stream in great numbers as far as Franklin, N. H. At this point the company parted. The shad invariably took the stream for Winnipisiogee lake, and the salmon took the other branch that flows from the cold springs near the base of the White Mountains.

Prior to the building of the dams in the Connecticut river to furnish slack-water navigation, in 1798, shad and salmon were abundant in that stream, and furnished much of the food for the people of the country at that time. The "Pleasant Bard," * in his poem on "Shad Fisheries," says that those who read his truthful rhymes,

> "Can scarce conceive what schools of shad
> Made our old fisher fathers glad."

And he further adds:

> "A single haul would bring ashore
> Some forty, fifty, sixty score.
> * * *
> When for some two and seventy pence,
> You might have drawn a cart load thence
> Of just the finest shad that ever
> Swam this or any other river."

Shad were formerly abundant as far up the Connecticut as Bellows Falls, but never above that barrier.

But salmon, which are very strong and active fish, ascended the falls and were caught abundantly as far up as the head waters of the Connecticut, and occasionally in its tributaries. But the building of a dam sixteen feet high across the Connecticut just below the mouth of Miller's river in Massachusetts in 1798, effectually stopped the passage of both shad and salmon. In a few years, as might have been expected, salmon entirely disappeared from the stream. But not so with the shad. Instead of requiring the clear, cold water at the head of streams, they were so well suited with the eddies of the Connecticut as to remain there and fulfil their work of pro-creation in the deep waters of that stream.

Notwithstanding the reckless and unrestricted slaughter that is annually made upon the shad of the Connecticut by gill nets and other devices, they are still quite abundant as far up as the dam at Holyoke,

* Joshua D. Canning, of Gill, Ms.

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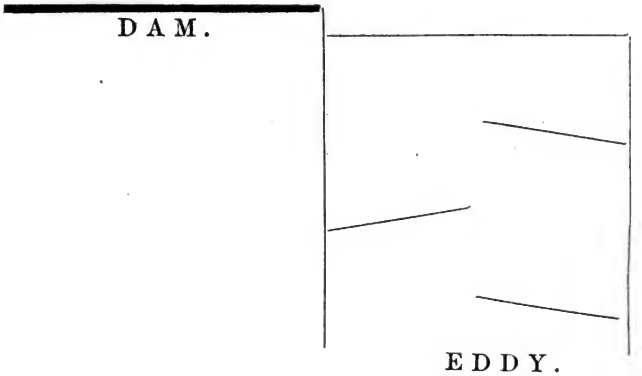
beyond which they cannot ascend. But were the obstructions in the Connecticut removed by the building of suitable fishways over them, shad could again be caught at Bellows Falls as in the days of yore; provided spawn or young shad were placed there. Perhaps the best way would be to capture some shad just before the spawning season and place them in the eddy below the falls. Some are of opinion that merely the construction of suitable fishways would be sufficient to ensure their return; but the safer way would be to introduce the live shad or spawn as proposed above. We are of opinion that shad may be produced successfully at points in the Connecticut above Bellows Falls, and even in the streams and ponds of eastern Vermont that are suited to their natures, provided suitable fishways be constructed over the falls and dams between their spawning beds and the ocean.

With these conditions complied with, we are of opinion that shad may be produced abundantly in the numerous ponds through which Black River flows in Plymouth, Ludlow, Cavendish and Springfield, and the same may be true of other streams in eastern Vermont. As a general rule we think shad would be best suited with deep, still water, while salmon would run to the clear, cold water of our mountain streams. But before we can have an abundance of shad and salmon in our streams, money must be expended in the construction of fishways, and in procuring spawn to raise the first stock of fish. The Connecticut river is wholly out of Vermont, the boundary line of New Hampshire being the west bank of that stream; therefore the Legislature is only called upon to provide for the construction of fishways over the tributaries of the Connecticut, and make suitable provision for the introduction of spawn or young fry into the streams of the State.

Fishways are not very expensive except over high dams upon large streams. They are made of plank and usually start from one end of the dam. A small gap, say from four to twelve feet wide and from one to two feet deep, according to the size of the stream, is made in the dam, so that the waste water that otherwise would flow over the dam shall pass through this gap and enter the fishway, which is a trough or *chute* descending about one foot in ten. In this trough are bars that extend about half way across and are slightly inclined up stream to afford *resting places* for the fish as they go up the fishway. To make it more plain we introduce the following diagram, which represents a fishway as seen from below the dam:



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It is important that the foot of the fishway be in a deep basin. If the only basin below the dam is too near it to be reached by a fishway as shown in the diagram, one may be made to be run down part of the way and then be turned so as to reach the basin, similar to the turn often made with a flight of stairs.

The question may arise whether the fish now in our streams may not devour the young shad and salmon so as to exterminate them or prevent their rapid increase. We have fears that the bull pout (*pimelodus vulgaris*) may destroy many of the shad spawn. But the salmon spawn, deposited in the clear, cold water, will be likely to escape them, as the pout seldom frequents such spots.

The pickerel (*esox reticulatus*) is a very voracious fish, and will doubtless destroy some of the young shad and salmon. But they rarely ever run up swift running rivulets where the young salmon are bred, therefore the latter would be comparatively safe. The spawning season for the pickerel is in the spring, just about the time that the young salmon have absorbed the substance of their umbilical sac and want food. Being comparatively safe from the attacks of the pickerel, (for they, like other fish, will eat but little or nothing during the spawning period,) the young salmon fry will eat the pickerel spawn or the young pickerel fry as they are hatched.

The black sucker (*catastomas nigricans*) will probably eat thousands of shad spawn, but as a compensation for this, the young sucker fry will furnish excellent food for the shad and salmon. The salmon spawn will be comparatively safe from the attacks of suckers. It is a true saying that "big fish will eat little ones." We must expect this. We must not count upon more than one full grown fish for every ten spawn. But even one fish for every fifty will, in our opinion, yield a greater percentage of food for the capital invested than from any other source in the State.

By the conditions of the joint resolution under which we received our appointment no allusion was made to the introduction of fish into Lake Champlain and the rivers upon the west side of the Green Mountains. But we feel unwilling to dismiss this subject without alluding to the desirableness of re-stocking Lake Champlain and the streams entering it with sea-fish. At the last session of the Vermont Legislature a law was passed prohibiting the catching of shad or white-fish from Lake Champlain during the months of September, October and November, to take effect after the state of New York and the Canadian Government had passed a similar act. The Provincial legislature of Canada have passed a similar law; but the legislature of New York have failed to do so, and therefore the law is a nullity.

The shad or white-fish (*coregonus albus*) of Lake Champlain is unlike the shad of the Connecticut, and does not increase in size or numbers as rapidly as the latter. Were Canada and New York to enact suitable laws for the introduction and preservation of sea-fish in Lake Champlain and the St. Lawrence river, we are of opinion that Lake Champlain would become one of the best locations for shad fisheries in the United States, provided the spawn of the shad (*alosa præstabilis*) were introduced therein and suitably protected.

In relation to the introduction of "black bass, land-locked salmon and other varieties," into the waters of the State, we will say that we have not done so for the reason that it would be useless to make the attempt unless there were laws to suitably protect them.

Our streams are well suited to the habits of the common brook trout,

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and before we would recommend the introduction of other varieties we would ask that suitable protection be extended to them. If properly protected by legislative enactments, and a little effort is made to preserve and increase the number of young fry, our brooks and rivers would soon be filled with trout. The spawn from half a dozen pair of trout per annum would furnish young fry enough to make good fishing in any brook in the State. Several people in the State are making experiments in artificial trout raising with a good degree of success. But they have generally commenced with little or no instructions or experience upon the subject, and have often met with reverses that a better knowledge of the business would have prevented.

ARTIFICIAL TROUT RAISING.

To aid such as may desire information upon this subject, we will here introduce very clear and valuable instructions from the pen of Hon. S. H. Ainsworth of West Bloomfield, New York, who has been very successful in artificial trout raising.

BEST METHOD OF CONSTRUCTING PONDS.

"To grow trout successfully, there must be three ponds, one above the other, in the same stream if possible, as it saves much time in transferring the small fry from one pond to the other, as they increase in size. The object of these ponds is to keep the young trout out of the reach of the larger ones until they are of sufficient size to take care of themselves, which requires two years at least. Pound trout would soon exterminate a pondful of one year olds, if not well fed, and undoubtedly take more or less of them if well fed, so that they would soon run out if left together. The first or upper pond is to grow the small fry in the first year; the second one for the second year's growth. In the spring of the second year they will generally be large enough to care for themselves—say from seven to nine inches long, and from four to five ounces in weight, if well fed. They may now be turned into the lower or large pond. The first pond may contain from one to eighty square rods, and be from one to three feet deep, according to amount of water, and number of trout one wishes to grow. The second pond from 300 to 400 square rods, and from two to eight feet deep. The third or last pond, from forty square rods to ten or more acres, and from eight to twenty feet deep. The water in the last pond must be deep if large trout would be grown. From 8,000 to 10,000 trout may be grown in the smallest pond, and from 300,000 upward to 2,000,000 in the largest pond.

The dams for these ponds should be built of stone or earth, to be lasting. Earth is much the cheapest. Clay will hold all the water and make a permanent dam. If built of stone, the cheaper way is to build a double wall, laid in quick lime, with two inch space between, and fill the space with water-lime grouting, which will hold the water through all time. This wall should be in thickness in proportion to its height, say from four to ten feet. These dams can be built partly of stone and partly of earth, as may be desired. At the bottom of each of these dams there should be a flume from six inches to four feet square, according to volume of water, to draw off the water and fish when desired, from one pond to the other; also, to catch and assort the fish for use in the lower pond, and to clear the ponds of grass and filth when necessary —perhaps in from four to eight years. There must also be a flume for waste water on top, with a wire screen to prevent the trout from running out, or they would soon leave the pond. To hold the young fry, the meshes in the screen must be little larger than the head of a pin, as

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these young trout are very tiny when the egg is absorbed, not more than one to one and one-fourth inch long. The first dam must be tight to keep them. The dams will cost from $50 to $4000, depending upon size and quality.

SPAWNING BEDS.

There must be a race leading into each of the two lower ponds from two to ten feet wide, and two to six rods long, with descent enough to produce a gentle, rippling current. The bottom must be covered two or three inches deep with well washed gravel, with a nice screen at each end, to be raised or closed at pleasure. These races should be so constructed that the top of the gravel at the lower end will be on a level with the water in the pond in its lowest stage; and the dams are constructed in such a manner that the water may be raised at will from twelve to eighteen inches in the pond and lower end of race. The races are the spawning ground for the trout, in each of the ponds, and every trout will run into them during the spawning season, to deposit their ova—at which time the eggs may be procured by artificial means, by dropping the screens and taking the fish in a scoop-net. During this season the race should be covered with boards, and all intruders kept away, as they are very shy at this time, although quite tame in the ponds. In like manner races may be built at the lower ends of the ponds by taking the water out along the side of the bank. The trout will find their way down as well as up.

WATER.

The most important thing to be looked to in trout-growing is the *amount*, *purity* and *temperature* of the water. The volume of water should be ample, entirely free from all sediment and all surface water, and at least forty degrees Fahrenheit—still better at forty-eight degrees—the temperature of the water in the far-famed Caledonia Springs, where the trout naturally increase and grow faster than in any other place known in the world. This stream, only one mile in length, is fished constantly from the first of April to the first of September, furnishing thousands of pounds, annually, without any apparent diminution, which can only be accounted for by taking into consideration the exceeding purity as well as the high temperature of the water,—the water in the coldest day of winter being forty-eight degrees in the spring, and forty-seven degrees in the spawning beds, and forty-two degrees generally, in the creek. The small ponds can be supplied by a spring that will fill a two-inch pipe, and so on in proportion to volume, up to the largest named ponds, which should, at least, fill a forty-inch pipe. This will keep the water pure and clear in all the ponds, and the fish in a healthy and vigorous condition.

HATCHING BOXES.

The only sure method of success in hatching the eggs, is to place them in troughs from eight to eighteen inches wide, according to the volume of water, six inches deep, and from ten to fifty feet long, with a slight descent—enough to produce a gentle current, but not enough to move the spawn when placed in them. The bottom of these troughs are to be covered with two inches of fine gravel, and clean, coarse sand. These troughs are completed with a lid to cover tightly, and with screens at each end. They are now ready for the water. The water should be from one and a half to two inches deep over the gravel and eggs. The number of these boxes may be increased with the amount of water and number of eggs. The nearer the boxes are to the springs the better. The water from the

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spring should run directly into a box placed at right angles with the hatching boxes, to be used, say from three to fifteen feet long, twenty inches deep and wide, and drawn from this box through fine screens and spouts into the hatching boxes, graduating the amount of water required in each hatching box, to give the required depth to the water over the eggs. The boxes are now ready for the eggs.

SPAWNING SEASONS.

In my pond, the trout commenced spawning on the 12th of November in 1860, on the 5th in 1861, and on the 3d in 1862, and finished each year from the 10th to the 15th of January. I am informed that in some other sections they commence the first half of October. The female trout seldom come into the race until the very day they begin to spawn. As soon as they commence to deposit the ova they should be taken out and the spawn procured artificially.

HOW TO EXTRUDE THE EGGS.

Take out the trout in the race with a net, and place them in baskets, standing in the water, in some convenient place to handle them. Take a pan or pail with three or four inches of water in it from the spring, and place it near the baskets containing the trout. The eggs must be quickly extruded and the trout replaced in the water. This operation must not consume more than one minute if possible. All things being ready a female trout is taken out of the basket with one hand, with the other gently rub the abdomen from the gills downward, and the spawn will flow in a continuous stream into the vessel. Continue the rubbing until the spawn is wholly extruded, then quickly replace the trout in the race, or separate basket. One side of the egg has a small, white speck; here is where the impregnation takes place. This side of the egg being the lightest it always falls this side up ready to receive the milt. We have now in the pail from 400 to 8,000 spawn, according to the age and size of the female. Now take a male trout from the basket, and, in like manner, or by the thumb and finger on each side of the abdomen, which requires rather more pressure, exude the milt. The milt falls upon the water and settles upon the eggs. I usually take from two to four males to impregnate from 2,000 to 8,000 spawn. In like manner I serve all the trout in the baskets. I then place the spawn and milt in shallow vessels and put the dishes in the spring water, where I allow them in the milt from one to twenty-four hours. Probably one hour is sufficient to insure impregnation. I took from 300 to 10,000 spawn daily from the 3d of November to the 10th of January, making in all, about 130,000 spawn, attended with perfect success.

HOW TO PLACE THE EGGS IN THE HATCHING BOXES.

Commence at the lower end of the box, and lay the eggs on top of the sand as thick as you can place them without touching each other. Proceed in this manner daily until you have filled the entire length. Should you choose, you can put petitions between each day's deposit, with date and number of eggs. A box one foot wide and twenty feet long will contain 100,000 eggs. It has been recommended to place the spawn in gravel from one to two inches deep, in imitation of the trout; but I find by practice that the first method is the better one, as it will enable you to examine the spawn daily. The reason will be seen under the head of

AFTER CARE.

The eggs will need to be examined every week or two, and all the dead or white ones picked out with a pair of forceps, made of No. 8 wire

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flattened at the ends. If the water is perfectly pure, and above forty-two degrees through the winter, but few will die. As the eggs die, a vegetable fungus, called *Byssus*, attaches itself to them, and throws out its little hairy fingers and clasps all the live eggs in their reach and soon kills them. Hence the necessity of having the eggs in sight. These hatching troughs should be covered with a house, containing a stove with fire, as it will make it more comfortable for the operator, and aid in keeping up the temperature of the water.

THE TIME OF INCUBATION

Depends upon the condition and temperature of the water. The water in my hatching boxes stands this winter at thirty-eight degrees, and at forty degrees in the springs. The springs are from eight to thirty rods from the box, brought in two-inch pipe tile, laid from two and a half to three feet under ground in water-line. In this water the eggs commenced hatching the 21st of January, seventy-eight days after they were put in the box, and they have been hatching in great numbers, daily, since. So far, my success has been beyond my most sanguine expectations, and should nothing befall them I shall have enough to stock a number of small ponds, at least. I took a few eggs from the race after they had been in forty days, and put them in a tumbler in my house where the temperature ranged from fifty to sixty degrees. They hatched in twenty-six days after, twelve days sooner than those in the race. The egg has two skins or membranes; the trout is formed between them. The first appearance of the egg as viewed through a magnifying glass, is a red speck on one side near the white speck before referred to. This, I think, is the heart. This is about the fortieth day. In two or three days a fine artery is seen running each way from the speck around the egg. About the forty-ninth day the eyes are perceptible; on the fifty-first day could see the formation of the head and body; on the sixtieth, could see the heart beat, and the arteries running in all directions. It now shows life, and in a few days bursts the outer covering, but is still firmly attached to the egg, which, in fact, is a part of the young trout. The young trout, when first hatched, is about half an inch long, and looks and acts more like a wiggler you often see in rain-water, than a trout. It has no fins except the pectorals, just back of the gills. He lies upon his side almost constantly. On the fifteenth day all the rest of the fins are plainly seen, and he now takes on the appearance and action of a trout, and is constantly in motion, darting through the water with great rapidity. It lives upon this sack until it is all absorbed, which is about the fortieth day. At this time the young fish begins to seek its own living. He is now one and a quarter inches long.

FOOD.

I found, last spring, that the young trout ate and thrived well on the yolk of hens' eggs, boiled hard and crumbled fine. After a few weeks I fed them on hashed liver. I find this to be the best food for trout of all ages, as they grew rapidly upon it. I feed my trout once a day through the summer, and from two to three times a week through the winter, as they eat less in cold weather than in warm, and grow in proportion. I have 1100 parent trout caught with a hook in the streams about. My largest pond contains sixty-one square rods; water fourteen feet deep. Four hundred of these trout were put in last summer, four hundred one year ago, and about four hundred two years ago. About fifty have been taken out for table use, and about the same number have died from various causes. They were from one to two years old when placed in the pond, so that they now range from two to five years old. A few are older. I

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fed them the livers, &c., from two beeves a week during the last summer. This furnished food so abundantly that they paid but little attention to flies or other insects. It cost me about seven dollars for food last year. The fish are very tame, coming regularly for their food; they take it from a spoon, or hand, and throw themselves clear out of the water, by the hundred, in their eagerness for it.

GROWTH.

The trout that hatched one year ago now, are from four to seven inches long, and are heavy compared with those in the streams in a wild state. Those two years old are from seven to nine inches; three years, from nine to eleven inches; four years, from eleven to thirteen inches; and five years, from thirteen to fifteen inches long. Trout four years old will average one pound in weight. The trout in my pond will weigh from one quarter of a pound to two pounds each. With pure, cold water, and plenty of good, fresh food daily, trout will grow rapidly, and may attain a pound's weight in three years. Still, those of the same age vary much in size. There are Tom Thumbs and Lavinia Warrens, as well as Daniel Lamberts and Hannah Crouses, in this trout family, as well as in the human family.

TRANSPORTATION.

One year old trout may be carried a long distance in water with ice, if kept constantly in motion, so as to keep up the supply of oxygen. I have brought 300 trout, one and two years old, twenty miles in a barrel, without changing water, but keeping it cold with ice. Had the water been still, they would have lived but a short time. The eggs, after impregnation, may be carried any distance in water, in bottles or pails, or packed in clean, wet sand. In this way all the streams and ponds in the country might be stocked in a few years. The spawn from a few thousand parent trout, thus sent broadcast over the land, would soon fill the streams, and furnish an immense amount of sport to the angler, and most delicious food to the country.

PROFITS.

The first question asked by many is, Can trout-growing be made profitable? My answer is, Yes. At the present price of trout in market, which is fifty cents per pound, and ready sale for all that can be bought at that, I know of no other business that can be made more remunerative. Let us make the calculations in the scale of the largest ponds here discussed, where there is an abundance of pure spring water, viz:

Cost of buildings, dams and fixtures	$6,000
Cost of 5,000 parents for spawn, at 50c	2,500
Three men's labor for four years, at $300 per year	3,600
Cost of feed for 1,000,000 trout for 4 years	20,000
" " " 3 "	10,000
" " " 2 "	4,000
" " " 1 "	1,000
Total	$47,100

Now for their value. The million of four year olds will average a pound each, and are worth at least twenty-five cents per pound in the pond, which makes the four year olds

Worth	$250,000
1,000,000 3 years, 1-2 lb. each	175,000
" 2 " 1-4 "	87,500
" 1 " 3 oz "	30,000
The worth of all the trout at the end of 4 years	$542.500
Deduct the price of growing	47,100
Total profit	$495,400

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But if the profit is too large to please, we will say that the trout are worth but one shilling a pound; and where is there a disciple of Sir Isaak in America, who would not be glad of the chance for such high sport, through the means of his fly, and pay his shilling per pound for all he caught? Yes, sir, the anglers of the country would soon take out all the trout in the ponds at that lay. A pound trout at the end of a one hundred foot line and a ten foot fly-rod, rushing through the water with an almost lightning speed, first this way, then that, bending the rod nearly double with his power, and spinning the reel as he runs out the line to its full length, showing his broad, beautiful sides—now here, now there, now diving deep down in his crystal element, leaping out of the water in this and that direction—requiring a steady hand and great skill to bring him to land; even now, about to pick him up, he makes another powerful struggle for life, and is away again, with the velocity of thought, but this time soon yielding to a superior power—the well-practiced hand of his captor—and now lies motionless on the water, with his mouth extended, his glistening sides turning about in the water as he is exultingly reeled to land, soon to be placed in the delighted angler's basket. One shilling per pound for such a trout! Every trout fisherman will tell you that his trout cost him nearer one dollar per pound, let him go where he will for them, besides hardships innumerable when going into a dense wilderness. At one shilling per pound, they would give the nice little sum of $224,150. But suppose, again, there could be but one-half of the number raised in the largest sized ponds, and the expense of growing them would be equal to the first calculation; still this would give a profit of $88,525. Suppose, finally, that they are worth only six cents per pound; this will give a profit of $29,712.50, besides all the ponds, parent trout, and 300,000,000 eggs, or young fry, in hatching-boxes, could have been taken from the number of trout now in the ponds,—worth a fortune of themselves! I believe the first sum might be realized, with everything favorable. But they should be located near a large city, in order to obtain sufficient food. Small ponds will yield a profit in proportion. Nearly every farmer has a spring, if properly arranged, that will furnish trout for his table, with but little expense."

In a letter received from Mr. Ainsworth he says: "I have hatched as high as ninety-nine out of every hundred put into my spawning boxes, and in one instance two hundred and nine out of two hundred and ten spawn put into a small wire box to test the number that I could hatch on a small scale." Mr. Ainsworth estimates the number of spawn in the female trout to average as follows:

A one year old has			300
two	"	"	700
three	"	"	1200
four	"	"	1800
five	"	"	2800
six	"	"	4000

He says: "I have taken 8000 spawn from a six year old trout weighing two pounds, and hatched them all as far as I could discern, mixed with others."

The most precarious time in the life of a trout is just after the umbilical sac is absorbed. They then require food and pure aërated water, or they will starve for want of water to breathe or food to eat. But if taken from the hatching boxes and placed in running streams of water suited to their nature, they will nearly all live and furnish themselves with food. In this way the brooks of Vermont may nearly all be made good "trout brooks."

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If persons owning artificial ponds would remove the trout therefrom in early winter, the young fry would be found in great numbers the following spring. Mr. Seth Green of Munford, Monroe County, New York, is extensively engaged in raising trout. He not only sells the mature trout, but also the small fry and spawn for stocking streams or ponds. The latter he sells at ten dollars per thousand. The young fry, an inch long, he sells at fifty dollars per thousand. He sells the yearlings at one hundred dollars per thousand. It is much less trouble, and quite as safe, to transport the spawn instead of either the young fry or the yearlings. He says in his circular, that contains full directions for handling the spawn: "I can send them a fifty day's journey, packed in a box with moss. I place the moss box in a tin pail, with sawdust so that the spawn will not feel the change of heat or cold."

From what has been said in the foregoing pages, it is evident that, with proper management, trout raising may be made as profitable business, with the capital required, as any other industrial pursuit in which a person can engage. A few in Vermont have already commenced upon a small scale, and more will probably do so when the matter is properly presented to them. To aid such in their beginning, has been our object in presenting so many facts, and giving the *modus operandi* so much in detail.

In order to have the enterprise of fish culture a successful one, whether in private ponds or in public streams, legislative aid will be required. Stringent laws should be enacted and enforced, embracing the following conditions:

First, An absolute prohibition to take salmon, shad or trout in any of the rivers or ponds of the State for the space of five years from the time such fish are placed in the streams, under the penalty of fifty dollars for every fish caught, and thirty days imprisonment in the county jail, the fine to go to the informer.

Second, The prohibition, under the same penalties *forever* of taking any of the fish named during the months from October to March inclusive; or within forty rods of any fishway over which the fish may pass at any season of the year.

Third, The prohibition under the same penalties, of using any gill-nets, stake-wears or other devices for taking fish that shall extend more than one third the distance across the stream.

Fourth, That fishways be constructed and maintained over all dams more than three feet high in streams suitable for shad, salmon or trout. With these conditions complied with, and the concurrent legislation and action on the part of New Hampshire, Massachusetts and Connecticut, we are of opinion that success will attend the enterprise, and a new source will be opened from whence these luxuries can be obtained in such abundance that they will form an important article of subsistence for the people of the State.

ALBERT D. HAGER, }
CHARLES BARRETT, } Commissioners.

Montpelier, Vt., Oct. 11, 1866.

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REPORT OF HON. JUSTIN S. MORRILL AND HON. GEORGE F. EDMUNDS, COMMISSIONERS FOR VERMONT ON THE NATIONAL STATUARY HALL AT WASHINGTON.

To Hon. Paul Dillingham, *Governor of Vermont:*

Sir:—The undersigned having been honored by your appointment as Commissioners under the "Joint Resolution relating to the National Statuary Hall," passed at the last session of the Legislature of Vermont, respectfully submit the following Report:

By the provisions of the act of Congress we learn that "Each state "is invited to furnish statues, not exceeding two in number, of deceased "persons, who have been citizens thereof, and illustrious for their his- "torical renown or for distinguished civic or military services, such as "each state shall determine to be worthy of this national commemo- "ration."

And we find the terms of our appointment require us to examine the subject, so far as it relates to this State, and to report such facts and make such suggestions to the Legislature at its next session, as we shall deem material and best calculated to enable the Legislature at that time to take definite action in relation thereto.

The most important branch of our duties is one of great delicacy, and is undertaken with unfeigned diffidence, but the action of your Commissioners, happily, is not final, and the Legislature, in its revision of the subject, will promptly correct whatever misjudgments may appear.

It appears that the selections must be limited to deceased persons, not exceeding two in number, who have been citizens of the State. Beyond this, all would seem to be left to the discretion and good taste of the respective states.

The choice of fit names for this signal mark of distinction at once raises the question, from what era in our history shall they be taken? Vermont was founded by those who, even in that early dawn of our country, had found Massachusetts, Connecticut, New Hampshire and New York too old and tame for their restless spirit of enterprise, and their descendants have compensated the country, following the migratory example of our forefathers, by contributing in no stinted measure to the building up of other and fresher states beyond us in the limitless West. Though never a colonial dependency of Great Britain, nor belonging to the Confederation, and never a territory of the United States, yet Vermont bore a distinguished part in the war of the revolution, and was the first state admitted into the Union after the adoption of the Consti-

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tution. The history of the Green Mountain pioneers has so many marked features, so many important as well as romantic incidents, that it will always possess charms for the student and the statesman. Our part of the world—called then sometimes the "New Hampshire Grants," and sometimes "New Connecticut"—had only began to be attractive to settlers when the nation declared its independence of the mother country, and the war of the revolution succeeded. The founders of the State, therefore, were blended with those of the historic period of our first great national struggle, and the chief actors of the times were almost equally conspicuous as the pioneers and heroes of the Green Mountains.

It cannot be doubted that there will be a general concurrence of opinion, in looking to this epoch, to find at least one of Vermont's deceased citizens to represent our State in that National Hall of Statuary, where will be assembled, in enduring marble and bronze, to be gazed upon by present and future generations, the images of those worthies who have most largely contributed to the interest and grandeur of our history.

This point being considered as settled, one half of our allotted task is ended; for it is undeniably true that the most prominent figure standing in the fore front of our early annals, is the stalwart form of Ethan Allen. His name is the oftenest on the lips of our people at home; and abroad it is most frequently typically used to honor the character of our State. It is useless to criticise his short-comings, as in spite of these, by the tough muscularity and ever-present vitality of his character, he won his claims to greatness. He was a leader of men, and having genius and character entirely original, he excited the admiration of his cotemporaries, the terror of his enemies, and his State will never cease to be proud of his memory. His fidelity, activity and resources in civil life secured the absolute faith of our early back-woodsmen, and his martial feats won the clear-eyed confidence of General Washington. His rude, magical words lost none of their strength by being filed into bright and attenuated forms, but they were launched forth with a vigorous meaning and last well. As the agent of the State, he said to Congress, March 9, 1781:

"I am as resolutely determined to defend the independence of Vermont as Congress are that of the United States; and rather than fail, will retire with the hardy Green Mountain boys into the desolate caverns of the mountains, and wage war with human nature at large."

By brave words like these, and by braver deeds, Vermont escaped being swallowed up by her more powerful neighbors. Ticonderoga, fresh then, is not forgotten now, and will forever link the name of Allen with the fame of one of the earliest blows struck in behalf of the inalienable rights of man. Later times and grander opportunities have developed many sons of liberty, but never had liberty a more ardent worshipper or a more courageous defender.

We reach the conclusion, therefore, that the general sentiment of Vermont, as well as that of our sister states, would not be properly responded to, if the statue of old Ethan Allen should be missed from our contribution. It may be said that we have already done enough in this direction by having placed one such statue in the capitol of the State, but it should be remembered that that must be mainly for the gratification of our own citizens, while the one now proposed is for the capitol of the nation, for all its citizens and for its throng of visitors, whether drawn thither by public inducements and living attractions, or by the glories of art, including not only permanent structures, but such as we

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are now inaugurating, of the best artists of the age, and representing an assemblage of historic persons of widest fame and most extraordinary virtues.

The final extinction of slavery in our land, history will record as an event of such magnitude as to mark the age, and all those who have rendered any prominent aid therein will be remembered upon its most luminous pages. We have had earnest anti-slavery men in our State deserving our admiration, but hardly those who could be considered as reformers of our own people, or who dreamed of any action beyond the non-extension of slavery or the divorcement of the government from its national responsibilities. The universal principle of liberty, applicable to all men, has been, and is now, so freely accepted here, that an adherence to its laws confers little more reputation than an adherence to the laws of common honesty. It is no exceptional merit, though a lack of it is a positive disgrace. It would seem more appropriate that those should confer honors upon the memory of reformers, where reformers were needed, and where such were singular. Here it can hardly be claimed that any man has been so conspicuously in advance of the people of Vermont, as to be entitled thereby to very marked distinction.

One representative from among the founders and revolutionary heroes of our State by no means exhausts the list, yet the reputation of civilians and men of more modern times—even of the days of recent peril—have strong claims to our attention. Here scholars, jurists, orators and statesmen press forward for recognition, and we are more than ever embarrassed by our riches. If we could limit our survey to any specialty, as for instance to those most illustrious in learning, jurisprudence or statesmanship, our embarrassment would be largely diminished; but we have to seek, if possible, a combination of all these merits making up one full man. A giant in intellect may not be profoundly learned, may not be eloquent, may not have served the State with any considerable distinction, and, though his greatness is indisputable, he could not be compared with one who was both able and learned, or with one who was not only eloquent but had rendered distinguished public service, much less with one who embodied all these qualifications in one character.

When contemplating our public men, who have won fame in various spheres of life, the eye fondly lingers over the memory of several whose personal traits greatly endeared them to their generation, and whose merits will not grow dim though others are reverentially mentioned. To bring forward others with kindred characteristics is in fact to reflect honor upon them.

The late Senator Collamer has left so many records of service in the various walks of life that it is impossible he should be overlooked. He was blessed with health, a fine constitution and length of days. Possessing a vigorous intellect, trained in schools and in his profession, he was able to adapt himself to varied employments, and was held long in prominent service, state and national. Whether at the bar or on the bench, in the State Legislature or in the Federal House of Representatives, whether in the Cabinet or in the Senate of the United States, he never failed to acquit himself with signal ability and fidelity,—such as to cause him to be remembered with honor in all these places which he successively filled. In the Cabinet and in the Senate he proved a ripe statesman, and enjoyed a very large share of national confidence, certainly as much as any of his cotemporaries, and, remembering who they were, this is no moderate commendation.

If he essayed no dazzling novelties to surprise and captivate the town,

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he could always be relied upon for something wise and pertinent, weighty and just, by which he secured the respect of his associates and won an enviable reputation throughout the country. He loved the manners and lived the life of a New England puritan, and died the death of a Christian statesmen. Others may have been more brilliant in some special department, but what one more solid, useful and distinguished in all? Take him, then, in his well-rounded life, he was a model man, fit to be commemorated in the hearts of the people and in historic bronze or marble :—

"Whatever record leap to light,
He never shall be shamed."

It may be said that Jacob Collamer was not born in Vermont, but that would apply, if a valid objection, to all the first settlers of any new state. If a man has spent his whole citizenship in the State,—all of his manhood and public life,—his birth-place is of little consequence, especially when apparently rejected at the earliest opportunity.

We were also to examine and report such facts as we might deem material to enable the Legislature to take definite action at its next session in relation to the whole subject. This we have construed as extending to some correspondence with the artists most likely to be employed with a view to elicit the terms upon which they would be willing to execute the order of the State for such works as should be finally decided upon by the Legislature. We have assumed that it would be the pleasure of our State to employ Vermont artists, if any such there were of known skill. Fortunately the name of Hiram Powers is widely known in both hemispheres, and his many fine busts of American statesmen, his statue of the *Greek Slave*, and other works of high art, leave no one in doubt as to the propriety and duty of employing him, if the State should feel willing to pay the prices an artist of his known celebrity readily commands, and it should be remembered that what would be proper economy for an individual, limited to a few years of life, might be parsimony for a State destined to last for ages. Larkin G. Mead, Jr., of Brattleboro, though young, is not unknown to our State, and is an artist of much promise. He has executed our statue of Ethan Allen, and that not unworthily, even before he had been schooled or trained. Since then, having resided some years in Italy, he has advanced greatly in the knowledge of his profession, enjoying the patronage of gentlemen of wealth and taste, and would now, it is fair to presume, produce a statue of Allen of such an order of merit as not only to more fully satisfy his own ideal standard, but so as to pass the ordeal of criticism. His recent works, lately exhibited in New York, evince enthusiasm for his art, careful study, and also rare beauty of conception and much grace and delicacy of finish.

Both of these sculptors are natives of Vermont, and the State is naturally proud of them. If they were to execute the proposed memorials, we should at the same time, with our hero and statesmen, present two of our living and worthiest artists. Every artist, who may be thus employed by any State, knowing that his work will form but a small part of what will ultimately be placed in the National Hall of Statuary, will strive for a production that may rank among those of the highest order of merit. The keenest rivalry and emulation will operate upon all, and the result should be a collection of statuary unsurpassed by any in the world.

It may be queried whether other states will take action upon the subject so as to carry out the plan proposed by Congress. The mover of

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such a doubt is blind to the fact that such men as Washington and Jefferson, Hamilton and Madison, Otis and Adams, Webster and Clay, Lowndes and Hayne, Clinton and Jay, Jackson and Benton, Cass and Douglas, Houston and Prentiss, Scott and Stark, Decatur and Perry, have lived and had homes. There is no state which is without its catalogue of notables. The picked representation of these, brought into one hall, will be a new bond of union, binding together all sections and parts of a common country, whose common renown will increase with all the increasing ages, and which no state will "willingly let die." To be unrepresented here would be a confession of imbecility and poverty such as the pride of no state could long endure. We have not full information as to the action of all the states, but we know the plan of Congress has been received everywhere with marked favor, and there cannot be a doubt that it will be speedily and fully carried out by every state. More memorials rather than less than are called for will be likely to be ultimately tendered, and the United States in due time may be expected to contribute those of all the Presidents. The hall is one of the most beautiful in the world, and, since the extension of the capitol, it must remain an unappropriated waste, as the main access to the new Hall of the House of Representatives requires an open thoroughfare through the centre of the old Hall, and it cannot be otherwise used at all, or at least in any manner so appropriately. Gov. Bullock of Massachusetts, in his message of February, 1866, upon this subject, said:

"The project suggested and encouraged by Congress is as attractive as it is unique. When the time shall come in which the representatives of all the states shall sit together, one and inseparable in their allegiance to the Union, to freedom and to justice, I cannot conceive that anything would be more impressive than the representative fellowship of the best historic men of every section and every state, arranged in the old Hall of the Capitol, enduring as bronze or marble, alike memorials of the common renown of the past and the prospects of the common glories of the future."

We, therefore, recommend heroic statues of marble, and of the persons already indicated, Allen and Collamer, to represent Vermont in the National Statuary Hall. No appropriation will be likely to be needed the present year, but it will require some time for the completion of the works, and we would respectfully recommend that Mr. Powers and Mr. Mead be at once employed, and that their proposals, which appear to be liberal, also be accepted. The correspondence with these gentlemen will be appended.

We have the honor to be, with great respect,

Your obedient servants,

JUSTIN S. MORRILL,
GEO. F. EDMUNDS.

[A.]

WASHINGTON, D. C., May 30th, 1866.

DEAR SIR:—The undersigned having been honored by the Commission of the Governor, under authority conferred by the Legislative Assembly of the State of Vermont, to take some measures for the purpose of carrying into effect, on the part of our State, the act of Congress setting apart the old Hall of the House of Representatives of the United States

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for a Hall of Statuary, beg leave to call your attention to the subject, with the view of attempting to engage you in this important work. That you may at once comprehend the design, we copy the section of the act referred to, viz: [Omitted here.]

Your merits as an eminent sculptor are, of course, not unknown to your native State, and we conceive, that, in addition to your genius and skill, of which we feel justly proud, there is great propriety in having a Vermonter employed upon a statue that is to represent some one of her distinguished dead, and commemorate the artist at the same time with the subject. The persons have not yet been selected, but we desire to know whether your engagements will allow you to undertake a work of this kind, say a statue of seven and one-half feet high, and what would be your terms, delivered either in Italy or New York.

We wish we were able to give you an order without saying anything about cost, but alas! the recent rebellion has imposed upon our State, as well as others, such burdens that we are compelled to economy.

That we may be enabled to make our report as soon as the next sitting of the Legislature, we shall be gratified to receive an early response.

We are, my dear sir, very faithfully yours,

JUSTIN S. MORRILL,
GEO. F. EDMUNDS.

HIRAM POWERS, ESQ., Florence, Italy.

[B.]

To the Honorable Representatives, Justin S. Morrill and Geo. F. Edmunds:

GENTLEMEN:—I have been highly gratified with your kind letter of June 1st, 1866, and I beg you to accept my best thanks.

I am sorry, however, not to have it in my power to execute one of the proposed statues without charge to my native State. For I, too, have suffered seriously by the late rebellion, and should have failed but for foreign support. Nevertheless, I have not been unmindful of my duty. I have done what I could in aid of our national cause.

My price for a statue seven and one-half feet high, in marble or bronze, delivered on ship-board at Leghorn, in order to compensate me as my other works do, should be at least $10,000. But on consideration, with a strong desire to identify my name with the honors proposed, and do all I consistently can, with due regard for my family, for I am far from *rich*, I am willing to abate $2,000; say, then, $8,000—one-half when the model is done, and the other half payable on receipt of the bill of lading for the work complete and shipped as above stated. Of course I should require such materials as may be obtained in regard to likeness, &c., before beginning the model, and I should prefer to leave the selection of the *subject* quite with yourselves. I should not require any payment until after the completion of the model. I am quite aware that the price I have named is still considerably greater than the charges for works of the size mentioned, by many other artists, and I shall not complain, if, for the good reasons given in your letter, this work shall fall into other hands, perhaps abler and more worthy than my own.

Again requesting you to accept my most grateful thanks,

I am, gentlemen, your obliged and obedient servant,

HIRAM POWERS.

Florence, July 11th, 1866.

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[C.]

[A letter similar in substance to that addressed to Mr. Powers (A,) was sent to Mr. Mead.]

STUDIO BUILDING, 15, 10TH STREET,
NEW YORK, June 8, 1866.

To the Honorable Committee on Statuary for Vermont,
Hon. Justin S. Morrill and Hon. George F. Edmunds:

GENTLEMEN:—Your highly esteemed favor of June 1st, referring to the subject of statues to be furnished by the State of Vermont, to be placed in the old Hall of the House of Representatives at Washington, is received. I thank you for the honor you have done me even in addressing me on the subject.

The State can do no greater compliment to any one of her artists than to entrust him with the making of one of the proposed statues. My feelings would prompt me to be the donor of one of the statues to the State, but practically this is out of my power.

In reply to your questions concerning the terms upon which I could execute a statue seven and one-half feet high, to represent some one of our distinguished men who have died, I will mention the sum of $5,000 for the statue delivered at my studio in Florence, Italy, and an additional $300 for the statue delivered in New York city. Or, if I found it possible, the $5,000 should include the boxing and delivery in New York.

In making my terms thus low I have at the same time kept in mind that a work of art, to be placed in our National Capitol, must be a masterpiece as far as every possible effort on the part of the artist can make it, and must involve much time, study and expense. If the State bestows the honor upon me of entrusting one of the statues in my hands, I should do all in my power to make it worthy of the State of Vermont, of the prominent position it is intended to occupy, of the memory of the person that it shall commemorate, and satisfactory to those who have the duty of commissioning the work.

Thanking you, gentlemen, for your kind consideration,

I am yours, with high regards, etc.,

LARKIN G. MEAD, JR.

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THE FIRST ANNUAL REPORT OF THE UNIVERSITY OF VERMONT AND STATE AGRICULTURAL COLLEGE.

To the Honorable, the General Assembly of Vermont:

The act of Congress, entitled "An act donating Public Lands to "the several states and territories, which may provide Colleges for the "benefit of Agriculture and the Mechanic Arts," approved July 2, 1862, requires, (Sec. 5, clause 4,) that "an annual report shall be made "regarding the progress of each College, recording any improvements "and experiments made, with their costs and results, and such other "matters, including State industrial and economical statistics, as may "be supposed useful."

The act of the General Assembly, entitled "An act to incorporate the "University of Vermont and State Agricultural College," approved November 9, 1865, provides, (Sec. 8,) that "the corporation hereby "created shall make annual reports to the Legislature of this State of their condition, financially and otherwise."

Accordingly the corporation of the University of Vermont and State Agricultural College beg leave respectfully to present to your honorable body their first annual report.

By the action of the Corporation of the University of Vermont on November 16th, 1865, and that of the Corporation of the Vermont Agricultural College on November 20th, 1865, the two bodies were united in one body corporate under the name of the University of Vermont and State Agricultural College. The first meeting of the board of trustees was held at Montpelier, November 20th, 1865. At a meeting held on February 20th, it was voted to establish a Professorship of Modern Languages, a Professorship of Chemistry and its applications to Agriculture and the Mechanic Arts, a Professorship of Geology, Mineralogy and Mining, and a Department of Military Tactics. On the 18th of July, James B. Angell was elected President, and on the first of August was duly inaugurated. At the annual meeting of the Corporation on August 1st, Joseph Torry was elected Professor of Moral and Intellectual Philosophy; McKendree Petty, Professor of Mathematics; Leonard Marsh, Professor of Vegetable and Animal Physiology; Matthew Henry Buckham, Professor of the Greek Language and Literature, and Professor *pro tempore* of English Literature; Alpheus Benning Crosby, Professor of the Principles and Practice of Surgery, and John Ordronaux, Professor of Physiology and Pathology. In August, Eli Whitney Blake,

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Jr., was chosen Professor *pro tempore* of Chemistry and Physics. In September, Charles Wheeler Thompson was chosen Professor *pro tempore* of Latin, and James Harvey Hills was appointed Instructor in Drawing.

The officers of instruction and government are therefore as follows:

James Burrill Angell, A. M., President.

Rev. Joseph Torrey, D. D., Professor of Moral and Intellectual Philosophy.

Samuel White Thayer, M. D., Professor of General and Special Anatomy.

Walter Carpenter, M. D., Professor of the Theory and Practice of Medicine and Materia Medica.

Rev. McKendree Petty, A. M., Williams Professor of Mathematics.

Leonard Marsh, A. M., M. D., Professor of Vegetable and Animal Physiology.

Joseph Perkins, M. D., Professor of Obstetrics and Diseases of Women and Children.

Matthew Henry Buckham, A. M., Professor of the Greek Language and Literature and Professor *pro tempore* of English Literature.

Henry M. Seeley, M. D., Professor of Chemistry and Toxicology.

Charles Wheeler Thompson, A. M., Professor *pro tempore* of Latin.

John Ordronaux, M. D., LL. B., Professor of Physiology, Pathology and Medical Jurisprudence.

Alpheus Benning Crosby, M. D., Professor of Principles and Practice of Surgery.

Eli Whitney Blake, Jr. A. B., Professor *pro tempore* of Chemistry and Physics.

James Harvey Hills, Instructor in Drawing.

The duties of the Professorships hereinafter to be filled are for the present divided among various members of the Faculty.

The Medical Department of the University is in a most flourishing condition. The class, which graduated in June, numbered thirty-three. Ninety-five students were in attendance during the year.

It is presumed that your honorable body are so well acquainted with the general nature of the course of instruction in the regular Academic Department that it is unnecessary to describe it in detail. It may be proper to say, however, that courses in the French and German languages and in the history of civilization have been established this year, and that the study of those branches is now required of all undergraduates.

On the 31st of July a course of studies in the Agricultural and Scientific Department was determined upon and announced. Perhaps we cannot better explain the plan which that department is pursuing than by copying the principal part of the circular, in which the course was described.

After asserting that no essential change in the regular college course was to be made in the Academic Department, though it was confidently expected that enlarged facilities for imparting instruction and for raising the standard of scholarship would be obtained, the Corporation, speaking of the Agricultural and Scientific course, said:

"Instruction will be provided,

I. For students who wish to pursue a course of three years in Analytical and Agricultural Chemistry, or in Civil Engineering, or in Mining and Metallurgy, and to become candidates for the degree of Bachelor of Science. By a four year's study, hereafter described, Bachelors of Science may attain to the degree of Bachelor of Philosophy.

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II. For students who do not desire to take a full course of three years, or of four years, but wish to pursue certain portions of the course.

III. For young men who desire to obtain such instruction as can be furnished them by a course of lectures specially adapted to the wants of agriculturists, and to be given in February and March.

CANDIDATES FOR ADMISSION.

Applicants for admission to the Agricultural College must be at least fifteen years of age, and must bring satisfactory testimonials of good character, and be able to sustain an examination in all the parts of a common school education, and particularly in English Grammar, Geography, Arithmetic and Algebra, as far as Quadratic Equations.

COURSE OF STUDIES.

CANDIDATES FOR DEGREES.

The courses marked out for the candidates for the degree of Bachelor of Science occupy three years, and those for the candidates for the degree of Bachelor of Philosophy occupy four years. During the first year all the students pursue the same course. At the beginning of the second year they will select one of the three prescribed courses for the following year, and will not be allowed to change from one course to another except by special permission of the Faculty. Examinations will be held in the same manner as in the academic course.

FIRST YEAR.

FOR ALL SECTIONS.

First Term—Algebra, Chemistry, Free Drawing, Book-keeping.
Second Term—Geometry, Chemistry, French.
Third Term—Geometry, Chemistry, French.
English, Compositions and Declamations, through the year.

SECOND YEAR.

SECTION OF ANALYTICAL AND AGRICULTURAL CHEMISTRY.

Chemistry,—Laboratory Practice, Applications to Agriculture, Analysis of Soils, Relations of Soils to Vegetable Productions, etc., etc.
Mathematics,—Trigonometry, Analytical Geometry, Mineralogy.
Vegetable Anatomy and Physiology, including Botany, Forestry, &c., Animal Anatomy and Physiology, Habits of Domestic Animals, Insects injurious to Vegetation, &c.
Geology.
English, Composition and Drawing.
Advanced French (elective.)

THIRD YEAR.

Chemistry, Laboratory Practice, Mineral Analysis, etc.
German, through the year.
Mechanics, Optics, Astronomy.
Physical Geography, Metallurgy.
English, Compositions.
Drawing.

ENGINEERING SECTION.

(*First Year,—See above.*)

SECOND YEAR.

Mathematics,—Trigonometry, Descriptive Geometry, Calculus.
German, through the year.

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Field Engineering; Drawing, Topographical, Mechanical and Architectural.
Mineralogy, Geology.
English, Compositions.
Advanced French (elective,) two or three times a week.

THIRD YEAR.

Mechanics, Optics, Astronomy.
Mechanics applied to Engineering.
Physical Geography, Metallurgy.
Drawing.
English, Compositions.

SECTION OF MINING AND METALLURGY.

(*First Year,—See above.*)

SECOND YEAR.

Mathematics,—Trigonometry, Descriptive Geometry.
Mineralogy.
German, through the year.
Drawing, Mechanical and Architectural.
Vegetable and Animal Physiology, (see section of Analytical and Agricultural Chemistry.)
English, Compositions.

THIRD YEAR.

Mechanics, Optics, Astronomy, Geology.
Lectures on Mining and Metallurgy, Laboratory Practice, Analysis of Minerals, Assaying, Drawing.
English, Compositions.

Those who have passed their examinations on any one of the above courses shall receive the degree of Bachelor of Science. Those who, after attaining to the degree of Bachelor of Science, shall successfully pursue the studies of the senior class in the academic course, (the classics being excepted,) or advanced studies in the Scientific Department for one year, shall receive the degree of Bachelor of Philosophy.

II. SPECIAL COURSES.

Those who do not desire to pursue a full course in the Agricultural College, will be permitted to pursue such portions of the course as, with the advice and approval of the Faculty, they may select, and may be properly prepared to undertake. Special facilities in laboratory practice will thus be afforded to those who are pursuing a course of study in the Medical Department of the University of Vermont.

III. THE COURSE OF LECTURES FOR FARMERS.

To meet the wants of young men, who cannot leave their homes in the summer or autumn, a special course of lectures on agricultural subjects will be given in February and March, provided there is sufficient demand for such a course to justify the establishment of it. No examination will be required for attendance upon this course. Among the topics treated will be Agricultural Chemistry and Physiology, Agricultural Zoölogy, Physical Geography, etc. A special fee, hereafter to be announced, will be charged for attendance on these lectures.

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MILITARY TACTICS.

Provision will be made for military drill and instruction in tactics.

REGULATIONS.

The students in the Agricultural College (except the young men who are attending only the course of lectures to farmers) are required to attend prayers in the chapel, and are in every respect subject to the same rules of order and discipline as the students in the Academic Department.

EXPENSES.

Tuition, $15 per term. Room rent and incidentals as heretofore.

Those who pursue the laboratory courses, must also incur an additional expense of about $40 a year for chemicals, breakage, etc.

GENERAL REMARKS.

The Corporation are determined to make the course of instruction in both departments of the Institution thorough and complete. The chemical laboratory, the philosophical apparatus, the collection made to illustrate the physical sciences, already afford large facilities for instruction, but the increasing wants of the Institution will be promptly met. The corps of professors and instructors will be enlarged, as the needs of the University may require. While care is taken to meet the wants of those young men who cannot pursue a full course in either the Academic or the Agricultural department, it is the aim of the Corporation to maintain the highest standard of discipline and culture in the regular Academic course, and to provide for a full, systematic and rigorous course of scientific study."

It is designed to give instruction in military drill and tactics. The Corporation have not yet appointed an instructor in that department, because they have hoped and still hope that the President of the United States will detail an army officer to fill that post. The Army Bill, which passed Congress at the last session, provides that the President may assign officers to such duty in twenty colleges. We have sent forward our request for the assignment of an officer to our Institution, and have no reason to doubt that the request will meet with favorable consideration.

Five young men are now pursuing the studies of the scientific course. We have reason to believe that a larger number of students would have applied for admission to this department, if it had been practicable to announce at an earlier day the course of studies to be pursued in it. For obvious reasons the Corporation delayed the preparation of the plan until the President was chosen. It was therefore impossible to publish the circular, (from which we have made extracts,) until August 1st. Between that date and the beginning of the autumn term only four weeks intervened. We could not expect many young men upon so brief notice to enter upon a new course of study. The present class is engaged on the allotted work of the first year. So few weeks have elapsed since instruction in the Scientific Department was begun that of course you will not expect of us any report of accomplished results. We may be permitted to say, however, that we are confirmed in our belief that the Academic and the Scientific Department may be conducted not only harmoniously, but with positive advantage to each other.

The financial condition of the Institution remains substantially unchanged. The receipts for the year ending July 1st, 1866, were $7,930. It will be understood that nothing was received during that year from

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the Agricultural College fund. The expenses for the year were $8,027. The income for the current year will be, according to the Treasurer's estimate, $14,278. The expenses will probably not exceed that sum.

The Corporation, and also many of the Alumni and of the other friends of the Institution, are deeply impressed with the importance of adding largely to its resources in order to secure for it the highest prosperity and usefulness. A subscription has therefore been started to raise the sum of one hundred thousand dollars. So liberal subscriptions have already been made that the Corporation are very hopeful that the whole sum will be procured. They trust therefore that during the coming year they may be able to improve the grounds and the buildings, to add to the corps of professors, and to enlarge in many ways the facilities for instruction. They are resolved to spare no pains to make the Institution worthy of the fostering care of the State, and deserving of the support of all friends of sound learning.

All which is respectfully submitted in behalf of the Board of Trustees

JAMES B. ANGELL,
HENRY P. HICKOK,
J. S. ADAMS,
G. G. BENEDICT,
R. RICHARDSON,
} Executive Committee.

October 23, 1866.

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REPORT OF THE TRUSTEES OF THE VERMONT STATE LIBRARY.

To the General Assembly of the State of Vermont:

The Trustees of the State Library, as required by law, report that the additions to the Library since their last annual report, have been as follows:

By exchange, books and pamphlets,	Vols. 363
By donation,	" 42
By purchase of Banks & Brothers,	" 237
By purchase of Dinsmoor & Co.,	" 9
By purchase of Geo. B. Reed,	" 37
	" 688

The list of the above is hereto attached, and of all books and documents received at, and sent from, the Library during the year.

The Trustees, by a resolution of 1865, were required to purchase all the American reports necessary to complete the defective sets of reports now in the Library. As many as could be had at a reasonable price have been purchased of Banks & Brothers, New York. There are still wanting fifty-one volumes, which will be procured as soon as practicable.

We recommend that the Sergeant-at-Arms be directed to build in Committee Rooms numbers eleven and twelve, a suit of shelves like that in number nine, to receive the duplicate books from the Library, the Historical Room and the Secretary of State's Office, and thus relieve those rooms of duplicates which must be kept and accumulate beyond the capacity of these rooms to contain. Such an arrangement will save more expensive alterations, and be sufficient for many years to come.

All which is respectfully submitted.

PAUL DILLINGHAM,
President of the Board of Trustees.

CHARLES REED, *Secretary.*
Montpelier, October 23, 1866.

LIST OF BOOKS RECEIVED AT THE VERMONT STATE LIBRARY FOR THE YEAR ENDING OCTOBER, 1866.

BY EXCHANGE.

ALABAMA.

Law Reports, Vols. 23, 24, 25, 26, 27; Session Laws, 1865-6, two copies; Penal Code, 1866.

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ARIZONA.

Journals of First Legislative Assembly.

CANADA.

Upper Canada, Queen's Bench Reports, Vol. 24; Lower Canada Reports, Vols. 12, 13, 14, 15; Statutes of Canada, 1865; Journal of Legislative Council, 1865; Journal of Legislative Assembly, 1865; Session papers, 1865, 3 Vols.; Report of Trade and Navigation, 1865; Report of Public Accounts, 1865; Report of Public Works, 1865; Report of Crown Lands, 1865.

CALIFORNIA.

Law Reports, Vols. 27, 28, two copies; Session Laws, 1865–6, two copies; Journal of Assembly, 16th Session; Journal of Senate, 16th Session.

CONNECTICUT.

Public Acts, 1865; Private Acts, 1865, two copies; House Journal, 1865; Senate Journal, 1865; Legislative Documents, 1865; General Statutes of Connecticut, Revision of 1866.

DAKOTA.

Session Laws, 1864–5; House Journal, 1864–5; Council Journal, 1864–5.

GEORGIA.

Georgia Laws, 1865–6.

ILLINOIS.

Law Reports, Vols. 21, 22, 23; Illinois Digest, Vol. 3; House Journal, 1863; Senate Journal, 1863; Public Laws, 1865; House Journal, 1865; Senate Journal, 1865; Convention Journal, 1862; Reports to General Assembly, 1865, 2 Vols.

INDIANA.

Law Reports, Vols. 10, 11, 13, 14, 17, 23, 24; Session Laws, 1858–61–3–5; House Journal, 1863–5; Senate Journal, 1863–5; Documentary Journals, 8 Vols.; Various Pamphlets, 20 Vols.

IOWA.

Law Reports, Vol. 17; Adjutant General's Report, 1863, 2 Vols.; Adjutant General's Report, 1864; Adjutant General's Report, 1865; Session Laws, 1866, three copies; Hammond's Iowa Digest, Vol. 2.

KANSAS.

Law Reports, Vol. 2; Session Laws, 1865.

KENTUCKY.

Duval's Kentucky Reports, Vol. 1; Supplement to Revised Statute of Kentucky, two copies; Senate Journal, 1865–6; House Journal, 1865–6; Documents, 1865, 2 vols.; Auditor's Report, 1865.

MAINE.

Law Reports, Vol. 50; Agricultural Reports, 1864; Session Laws, 1865; Session Documents, 1865.

MARYLAND.

Law Reports, Vol. 20; Session Laws, 1866; Senate Journal, 1866; House Journal, 1866.

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MASSACHUSETTS.

Allen's Reports, Vol. 8, two copies; Acts and Resolves, 1865, two copies; Public Documents, 1864, 4 Vols.

MICHIGAN.

Law Reports, Vol. 12; Joint Documents, 1864; Session Laws, 1864–5; Statistics of 1864.

MINNESOTA.

Law Reports, Vol. 10; Session Laws, 1865; House Journal, 1865; Senate Journal, 1865; Executive Documents, 1865.

MISSISSIPPI.

Journal and Debates of Constitutional Convention of August, 1865, two copies; Constitution, as amended; Session Laws, 1865, two copies.

MISSOURI.

Law Reports, Vols. 35, 36.

NEVADA.

Law Reports, Vol. 1, two copies; Journal of First Assembly, 1864–5; Senate Journal and Appendix, 1866, two copies; Session Laws, 1866, two copies; Report of Adjutant General, 1865; House Journal and Appendix, 1866, two copies; Report of Surveyor General, 1865.

NEW HAMPSHIRE.

Law Reports, Vol. 18; Senate Journal, 1865; House Journal, 1865; School Report, 1865.

NEW YORK.

Reports Court of Appeals, Vols. 28, 29, 30, 31, 32, 33; Barbour's Supreme Court Reports, Vols. 43, 44; Parker's Criminal Reports, Vol. 5; Assembly Journal, 1865; Senate Journal, 1865; Documents of the Session, 1865, 13 vols.; Session Laws, 1824; Session Laws, 1830; Assembly Journal, 1854; Senate Journal, 1854; Transactions of Agricultural Society, 1849–52; Transactions of American Institute, 1859; Revised Statutes of New York, Vol. 2, 2d Edition; Congressional Globe, 6 Volumes; Law Library Catalogue, 1st Supplement, 1865.

NORTH CAROLINA.

Session Laws, 1860–5; Law Reports, No. 1, Vol. 1; Equity Reports, No. 1, Vol. 1.

OREGON.

General Laws, 1866.

OHIO.

Law Reports, Vol. 15; Session Laws, 1865; Senate Journal, 1864; House Journal, 1864; Executive Documents, 1864, 3 Vols.; Adjutant General's Report, 1864; Agricultural Report, 1863–4; Ohio Statistics, 1864; Reports of Commissioners of Morgan raid claims: 14 Reports from various State Officers.

PENNSYLVANIA.

Law Reports, Vols. 48, 49, 50; Session Laws, 1866; Senate Journal, 1866; House Journal, 1866; Executive Documents, 1865, 2 Vols.; Legislative Documents, 1866, 2 Vols.; Report of Commissioners on Soldiers' National Cemetery at Gettysburg; School Report, 1865; Adjutant General's Report, 1865; Railroad Report, 1865; Report Executive Office, Military Department.

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RHODE ISLAND.

Acts and Resolves of January Session, 1866; Acts and Resolves of May Session, 1866.

TENNESSEE.

Head's Reports, Vol. 3, two copies.

TEXAS.

Journal State Convention, February 7 and April 2, 1866.

VIRGINIA.

Grattan's Reports, Vol. 15; Session Laws, 1859–60; Acts of the General Assembly, 1859–60–1; 61–2, 62, 62–3, 63–4; Session Laws, 1865–6; Senate Journal, 1865–6; House Journal of Delegates, 1865–6; Documents, 1865–6; Documents, 1861; Code of Virginia, 1860; Journals and Documents, 1861, 5 Vols.; Journals and Documents, 1861–2, 7 Vols.; Journals and Documents, 1862–3, 6 Vols.; Senate Journal and Documents, Extra Session, 1863; Journal of the General Convention at Richmond; Report of Board of Public Works, 1860.

WEST VIRGINIA.

Senate Journal, 1866; Session Laws, 1866.

WISCONSIN.

Law Reports, Vols. 4, 5, 18.

UNITED STATES.

Diplomatic Correspondence, 1864, 4 Vols.; Circular from Surveyor General's Office No. 6, 1865; United States Official Register, 1865.

DEPARTMENT OF INTERIOR.

United States Statutes at large, Vol. 13.

SMITHSONIAN INSTITUTION.

Dublin Quarterly Journal of Science; German Catalogue.

HISTORICAL SOCIETY OF PENNSYLVANIA.

Record of Upland and Denny's Journal; Moravians in New York and Connecticut; Chambersburg, by Garrard; New Sweeden, now called Pennsylvania, translated by Peter S. Du Ponceau, LL. D.; Life of Hickewelder; Eight Pamphlets on Historical matters; Memoir of Historical Society, 2 Parts.

NEW HAMPSHIRE HISTORICAL SOCIETY.

Collections of Vol. 8.

LIBRARY OF CONGRESS.

Catalogue of Additions in 1865; Catalogue of Authors, 1864.

DEPARTMENT OF AGRICULTURE.

Monthly Reports.

RHODE ISLAND HISTORICAL SOCIETY.

Collections of 5 Vols.; Report on Bounty Frauds; Fifteen Addresses before Historical Society.

WISCONSIN HISTORICAL SOCIETY.

Collections of 4 Vols.; Wisconsin Farmer, 2 Vols.; Adjutant General's Report, 1863–4; Masonic Documents, 8 Vols.; Education Reports, 4 Vols.

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DONATIONS.

HON. LUKE P. POLAND, U. S. Senator.

Census of 1860—Mortality.

BOSTON BOARD OF TRADE.

Twelfth Annual Report, 1866.

HON. SOLOMON FOOT, U. S. Senator.

Report on the Conduct of the War, 1865, 3 Vols; 8th Census—Manufactures; Congressional Documents, 11 Vols.

HENRY CLARK, ESQ.

Eulogy on the Life and Character of Abraham Lincoln, by the donor; Manual of the General Assembly of Connecticut; Manual of the General Court of Maryland; Manual and Rules of the State of New Hampshire; Home Scenes and Heart Tints—A memorial of Mrs. Marrion H. Roe.

EDWIN M. STONE.

Rhode Island in the Rebellion.

HON. F. E. WOODBRIDGE.

Report of Committee on Reconstruction, 1866.

HON. R. S. TAFT.

Documents of City of Burlington for 1866, including Charter, Ordinances, &c.

TOWN OF MONTPELIER.

Ordinances of New Orleans, 1857; Laws and Ordinances of Lynn, 1860; Charter and Ordinances of Nashua, 1862–3; Laws and Ordinances of Boston, 1863; Municipal Laws of Chicago, 1856; Auditor's Report of Boston, 1863–4; Annual Reports of Cincinnati, 1860–1.

SAMUEL W. THAYER, M. D.

Eight Addresses before Medical College.

BY PURCHASE OF DINSMOOR & CO.

Smith's Dictionary of the Bible, 3 Vols.; Atlantic Monthly, Vols. 14, 15; Bartlett's Familiar Quotations; Keat's Poems; Campbell's Poems; North American Review.

BY PURCHASE OF GEO. B. REED.

Life of Samuel Adams, 3 Vols.; Life of Joseph Warren; Life of Cæsar, Napoleon, 2 Vols.; Life of F. W. Robertson, 2 Vols.; Forsyth's Cicero, 2 Vols.; Seaside Studies in Natural History, Agassiz; Dictionary of the Noted Names of Fiction; Ecce Homo; Biographical Account of Early English Literature, 4 Vols.; Moore's Rebellion Record, Vols. 7, 8; North American Review, 3 Nos.; Christian Examiner, 2 Vols.; Atlantic Monthly, Vols. 16, 17; Poetry of the Orient; Supplement to Duychincks Cyclopedia; McPherson's History of the Rebellion; Mer-

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rivale's Conversion of the Northern Nations ; Spare Hours, 2 Vols. ; Six Months at the White House ; Ecclesiastical Law of Massachusetts ; Taylor's Law of Landlord and Tenant ; Appleton's Annual Cyclopedia, 2 Vols.

BY PURCHASE OF BANKS & BROTHERS.

Minor's Alabama Reports, 1 Vol. ; Martin's Alabama Reports, 2 Vols. in 1 ; Haywood's Alabama Reports, 2 Vols. in 1 ; Taylor's Alabama Reports, 2 Vols. in 1 ; Murphy's Alabama Reports, Vols. 2, 3 ; Carolina Law Repository, N. C. Term Reports, 1 Vol. ; Hawks' N. C. Reports. 4 Vols. ; Stewart's Ala. Reports, Vols. 1, 2 ; Alabama Reports, Vols. 17, 18, 19, 20, 21, 22 ; R. M. Charlton's Ga. Reports, 1 Vol. ; Georgia Reports, Vols. 6, 7, 8, 18 ; Hardin's Ky. Reports, 1 Vol. ; Thatcher's Criminal Cases, 1 Vol. ; Douglass' Mich. Reports, Vol. 2 ; Gibbs' Mich. Reports, Vol 4 ; George's Miss. Reports, Vols. 1, 2 ; Hall's S. C. Reports, 2 Vols. ; Rogers' City Hall Recorder, 6 Vols. in 3 ; Wheeler's Criminal Cases, 3 Vols. ; Bees' Adm'r Reports, containing Hopkinson ; Addison's Reports, 1 Vol. ; Yeates' Reports, 4 Vols. ; Binney's Reports, 6 Vols. ; Brown's Reports, 2 Vols. ; Tappan's Ohio Reports, 1 Vol. ; Hammond's Ohio Reports, 9 Vols. ; Wilcox's Ohio Reports, 1 Vol. ; Peck's Tennessee Reports, 1 Vol. ; Yerger's Tennessee Reports, 10 Vols. ; Meigs' Tennessee Reports, 1 Vol ; Humphrey's Tennessee Reports, Vols. 1, 2, 3, 5, 10, 11 ; Quincy's Mass. Reports, 1 Vol. ; Redfield on Wills, Vol. 2 ; Hilliard on Mortgages, 2 Vols. ; Parsons on Contracts, 3 Vols. ; U. S. Digest, Vol. 22 ; Redfield's Surrogate Reports, 1 Vol. ; English's Arkansas Reports, Vols. 4, 5, 6 ; Arkansas Reports, Vols. 14, 17, 20, 21 ; Bibb's Ky. Reports, 4 Vols. ; A. K. Marshall's Ky. Reports, 3 Vols. in 2 ; Littell's Ky. Reports, 6 Vols. in 3 ; T. B. Munroe's Ky. Reports, 7 Vols. in 3 ; Dana's Kentucky Reports, 9 Vols. in 5 ; B. Monroe's Kentucky Reports, Vol. 6 ; Louisiana Annual Reports, 1 Vol. ; Bland's Chancery Reports, 3 Vols. ; Smeed & Marshall's Chancery Reports, 1 Vol. ; Cox's New Jersey Reports, 1 Vol. ; Pennington's Reports, 1 Vol. ; Halsted's Reports, 7 Vols. ; Saxton's Chancery Reports, 1 Vol. ; Harrison's Reports, Vols. 1, 2 ; Lalare's Supplement, 1 Vol. ; E. D. Smith's Reports, 4 Vols. ; Brevard's Reports, 3 Vols. in 2 ; Mill's Constitution Reports, 2 Vols. ; Nott & McCord's Reports, 2 Vols. ; McCords Reports, 4 Vols. in 2 ; Harper's Reports, 1 Vol. ; Bailey's Reports, 2 Vols. ; Hill's Reports, 3 Vols. in 2 ; Riley's Reports, 1 Vol. ; Dudley's Reports, 1 Vol. ; Rice's Reports, 1 Vol. ; Cheve's Reports, 1 Vol. ; Richardson's Law Reports, Vol. 4 ; Dessaussere's Reports, 4 Vols. ; Harper's Chancery Reports, 1 Vol. ; McCord's Chancery Reports, 2 Vols. ; Hill's Chancery Reports, 2 Vols. in 1 ; Riley's Chancery Reports, 1 Vol. ; Dudley's Chancery Reports, 1 Vol. ; Richardson's Equity Reports, Vols. 3, 7, 9 ; Maine Reports, Vol. 35 ; Florida Reports, Vol. 6, 7 , Gill and Johnson Reports, Vols. 2, 3 ; Gibbs' Reports, Vols. 3, 4, 5, 8 ; Yeate's Select Cases, 1 Vol. ; Greene's Law Reports, 3 Vols ; Bailey's Chancery Reports, 1 Vol. ; Wythe's Chancery Reports, 1 Vol. ; Washington's Reports, 2 Vols. ; Virginia Cases, 2 Vols. in 1 ; Call's Reports, 6 Vols. ; Henning's Reports, 4 Vols. ; Munford's Reports, 6 Vols. ; Gilmer's Reports, 1 Vol. ; Randolph's Reports, 6 Vols. ; Leigh's Reports, 12 Vols. ; Robinson's Reports, 2 Vols. ; Grattan's Reports, 9 Vols. ; Patton, Jr., & Heath's Reports, 1 Vol. ; Yates' Digest, 2 Vols.

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Session Laws, 1865, 100 copies; House Journal, 1865, 100 copies; Senate Journal, 1865, 100 copies; Directory, 1865, 100 copies; Adjutant and Inspector General's Report, 1864, 100 copies; Adjutant and Inspector General's Report, 1865, 100 copies; Report of Quartermaster General, 1864, 100 copies; Report of Auditor of Accounts, 1865, 100 copies; Report of Auditor of Accounts, 1866, 100 copies; Report of Secretary of Board of Education, 1865, 100 copies; Seventh Registration Report, 1863, 100 copies; Eighth Registration Report, 1864, 100 copies; Vermont Law Reports, Vol. 36, 100 copies; Vermont Law Reports, Vol. 37, 100 copies; Railroad Commissioner's Report, 1866, 100 copies.

BOOKS SENT FROM LIBRARY FOR EXCHANGE SINCE LAST REPORT.

Vermont Reports, Vols. 36, 37; Session Laws, 1865; Senate Journal, 1865; House Journal, 1865; Auditor's Report, 1865; Railroad Report, 1865; School Report, 1865; Report of Adjutant and Inspector General, 1865; Directory and Manual, 1865; Governor's Messages, 1865;—by mail and express to Maine, Massachusetts, New Hampshire, Connecticut, Rhode Island, New York, New Jersey, Delaware, Pennsylvania, Maryland, Indiana, Michigan, Ohio, Illinois, Wisconsin, Iowa, California, Missouri, Oregon, Washington Territory, New Mexico, Colorado, Dakota, Kansas, Kentucky, Nebraska, Minnesota, Nevada, Tennessee, Secretary of State, Library of Congress.

Session Laws, 1865; Senate Journal, 1865; House Journal, 1865; Auditor's Report, 1865; Railroad Report, 1865; School Report, 1865; Report of Adjutant and Inspector General, 1865; Directory and Manual, 1865; Governor's Messages;—by express to Massachusetts Historical Society, American Geographical and Statistical Society, N. Y., Smithsonian Institution, American Antiquarian Society, Pennsylvania Historical Society.

Vermont Reports, Vol. 37; House Journal, 1865; Senate Journal, 1865; Session Laws, 1865;—by mail to Alabama, North Carolina, South Carolina, Louisiana, Florida, Georgia, Mississippi, Arkansas, Texas.

Vermont Reports, Vols. 32, 33, 34, 35, 36, by express to Alabama.

Vermont Reports, Vols. 30, 31, 32, 33, 34, 35, 36, 37; General Statutes, 1863; Session Laws, 1860–5; House Journal, 1860–5; Senate Journal, 1860–5; School Report, 1860–5; Railroad Report, 1861–5; Auditor's Report, 1861–5; Geological Survey; Report of Adjutant and Inspector General, 1864; Registration Report, 1859–2; Directory and Manual, 1865;—by express to Virginia.

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AUDITOR'S REPORT.

AUDITOR'S OFFICE,
Montpelier, Oct. 26, 1866.

To the General Assembly of the State of Vermont:

The undersigned, Auditor of Accounts, respectfully reports that the Treasurer going out of office, the Treasurer for the time being, and the Auditor of Accounts and Inspector of Finance, have adjusted and struck the balance of the account of the Hon. John B. Page, the Treasurer going out of office, of all moneys by him received and paid out for the use of the State since his last settlement with the Auditor of Accounts, September 10th, 1866, and up to October 18th, 1866, and that the Treasurer going out of office has paid to his successor the balance found against him, and has delivered all books of account, memorandum or registry, all bonds, bills, notes, obligations, contracts, securities, and all other instruments or papers appertaining or relating to the treasury department.

A statement of the account of the late Treasurer, of his receipts and disbursements for the period above mentioned, is annexed.

DUGALD STEWART, Auditor of Accounts.

STATE OF VERMONT IN ACCOUNT WITH J. B. PAGE, TREASURER.

CREDIT.

By cash received as follows:	
Balance in Treasury, Sept. 10th, 1866	$28,576 67
Sinking fund, balance brought forward	75,500 00
From County Clerks	855 40
From Judges of Probate	1,239 21
Railroad Commissioner's salary, 1865–6, sundry railroads	117 01
Collected on tax of 1865	4,479 68
From sundry persons on account of liquor prosecutions	375 32
From J. H. Hastings, fine, State v Billings	150 00
From H. M. McClure, blind beneficiary	25 00
From P. P. Pitkin, Quartermaster General	8,700 56
Interest on taxes and balances	1,301 31
Organized militia, fines	13 00
	$121,333 16

Treasurer's Office, Montpelier, Oct. 18, 1866.

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STATE OF VERMONT IN ACCOUNT WITH J. B. PAGE, TREASURER.

DEBIT.

To cash paid as follows :		
Auditor's orders		$32,160 94
Sinking fund, State bonds of 1871, redeemed and canceled		48,500 00
Allotments of United States pay		148 00
Court orders		4,514 20
Extra pay of seven dollars per month		807 29
Organized militia, pay rolls		228 00
Interest :		
On allotments and taxes	$108 27	
On State bonds	1,201 10	
		1,309 37
Sinking fund, balance		27,000 00
Balance in Treasury, Oct. 18th, 1866		6,665 36
		$121,333 16

Treasurer's Office, Montpelier, Oct. 18, 1866.

ACCOUNT OF STATE TAXES.

Tax of 1865, of 60 per cent. on $1,037,660 05		$622,596 06
Deduct abatements and collection fees		27,705 49
		$594,890 57
Add 60 per cent. on list of unorganized towns and gores		866 12
		595,756 69
Accounted for up to Sept. 10th 1866	$589,879 13	
Accounted for up to Oct. 18th, 1866	4,479 68	
		$594,358 81
Balance to be accounted for		$1,397 88
Due from Berkshire	60 00	
Due from Goshen Gore	196 27	
Due from Goshen and Harris Gore	51 28	
Due from Royalton	1,030 33	
Due from Whiting	60 00	
		$1,397 88

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REPORT OF THE SELECT COMMITTEE TO VISIT THE VERMONT REFORM SCHOOL.

SENATE CHAMBER,
Montpelier, Nov. 10, 1866.

To the Honorable Senate now in session:

The special committee appointed to visit the State Reform School, at Waterbury, made their contemplated visit on Friday, October 26th. Our examinations related both to the real estate purchased, and to that which was bonded to the State; to the improvements which had been effected in the buildings; to the school proper, and to the general management of the institution.

The appearance of the land and buildings afforded abundant evidence that the purchase was judiciously made. The remainder of the old Governor Butler farm, so called, consisting of pasture, tillage and woodland, which has been bonded to the State, we hope will be secured by an appropriation at the present session.

The farm house had been enlarged and fitted up for the accommodation of thirty or more boys.

The school at the time of our visit numbered fifteen. The pupils gave evidence of good natural capacity, and were evidently receiving valuable discipline and instruction.

The general management of the institution was, in the main, excellent. The superintendent and his associates appeared to be enthusiastically devoted to their work, coöperating to secure the correct training and the reformation of the children committed to their care.

We believe the Vermont Reform School has a hopeful beginning. Though still in its infancy, it has commenced a mission of usefulness to those who are otherwise candidates for a career of crime and infamy, and for a lodgment in our jails and State Prison. Prevention of crime, the reformation of offenders, and thus the protection and welfare of the community, are the laudable objects sought.

The reasons for making appropriations for the Reform School are both economic and benevolent. The guardianship of a vicious child is less expensive there than it can be when he is at liberty. While properly confined and educated in this school, he is not enticing others to walk in his evil ways. A wicked boy, when free to go abroad in the community, is not satisfied to do his evil work alone. He will have companions, and, if possible, make them as vile as he is himself. And as he leads them on to the commission of crimes, taking the property, disturbing the peace, and some times endangering the lives of peaceable citizens, it is good economy to separate all such from general society, and place them under wholesome restraint.

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The State is bound so far as possible to secure the welfare of all its constituent parts; its guardians should be careful that communities receive no detriment from the unrestrained intercourse of neglected children, who manifest decidedly vicious tendencies, with others of similar age.

The State, as the common parent of us all, should throw around them its protecting care and save them from the inevitable ruin impending, and those with whom they would otherwise associate from their contaminating influence.

Probably more than half of them will be saved by a few months or years judicious discipline in this institution, so that instead of being a curse to themselves, and a pest and terror to communities in which they may, for the time, be integral parts, they may become bright ornaments of, and take an active and useful part in, the communities receiving them as members.

In view of the numerous benefits which it is confidently believed will be conferred not only on the immediate recipients of its parental discipline and instruction, but on the people of the State at large, by the operations of the "Vermont Reform School," your committee would respectfully recommend an appropriation for the purchase of the "bonded" real estate; and also a liberal appropriation to defray the expenses of the school for the coming year; and careful legislation, that its affairs may be wisely and efficiently conducted.

We are also decidedly of the opinion that the best interests of the State demand that as soon as is consistent with other imperative calls on our State treasury, an appropriation should be made to establish a similar institution for girls, either in connection with the school at Waterbury, or entirely distinct from that institution, as shall be considered expedient after having more experience. If established at Waterbury, a separate building will be requisite, the estimated cost of which will be not less than two thousand ($2,000) dollars—which will be more economical than the establishment of a separate institution in some other part of the State. But we do not feel at liberty to recommend an appropriation for that purpose at the present session.

In the opinion of your committee, the "Act to establish the Vermont Reform School," approved November 9, 1865, needs amendment in several important particulars; which it is unnecessary to specify, as we present a new bill, entitled "An act for the regulation and government of the Vermont Reform School," designed to be a substitute for the act passed at the last session, which is fully expressive of our views on that subject—and which has been drawn with care and deliberation,—the passage of which we recommend.

Respectfully submitted.

MARCUS O. PORTER,
HOMER GOODHUE,
JOHN HOWE, JR.,
HIRAM HARLOW,
JONATHAN F. SKINNER.

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MILEAGE OF THE SENATE FOR 1866.

	Miles.	Amount.
A. B. Gardner	168	$33 60
Pliny H. White	165	33 00
ADDISON COUNTY.		
Marcus O. Porter	79	15 80
Lucius E. Smith	70	14 00
BENNINGTON COUNTY.		
Ira Cochran	133	26 60
Henry Root	167	33 40
CALEDONIA COUNTY.		
William Sanborn	127	25 40
George Ide	132	26 40
CHITTENDEN COUNTY.		
Russell S. Taft	41	8 20
John L. Barstow	49	9 80
Edgar H. Lane	32	6 40
ESSEX COUNTY.		
George N. Dale	160	32 00
FRANKLIN COUNTY.		
Albert G. Soule	69	13 80
Joshua Clapp	90	18 00
Bradley Barlow	60	12 00
GRAND ISLE COUNTY.		
Henry C. Hill	98	19 60
LAMOILLE COUNTY.		
Geo. W. Hendee	30	6 00
ORANGE COUNTY.		
Burnam Martin	23	4 60
Hiram Barrett	56	11 20
ORLEANS COUNTY.		
Jonathan F. Skinner	153	30 60
Luther Baker	174	34 80

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RUTLAND COUNTY.

	Miles.	Amount.
Pitt W. Hyde	124	$24 80
John Howe, Jr.	90	18 00
Seneca M. Dorr	110	32 00

WASHINGTON COUNTY.

Charles Reed	1	20
William W. Henry	12	2 40
Jasper H. Orcutt	10	2 00

WINDHAM COUNTY.

Daniel Kellogg	126	25 20
Homer Goodhué	120	24 00

WINDSOR COUNTY.

Hosea Doton	74	14 80
Hiram Harlow	75	15 00
L. B. Flint, Door-keeper	124	24 80
W. R. Rowell, Assistant Door-keeper	185	37 00
John V. Brooks, Messenger	1	20
Chas. Loveland, Messenger	30	6 00

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MANUAL OF THE LEGISLATURE OF VERMONT FOR THE YEAR 1866.

☞ The "term" of Senators and Representatives means the term of service in both Houses. As to the other officers, "term" means the number of years served by each in such office.

JUDICIARY AND CONGRESSIONAL DELEGATES.

UNITED STATES OFFICERS.	*Office.*	*When and where born.*	*Occupation.*	*Term.*
Hon. David A. Smalley, Burlington	District Judge	Middlebury, April 6, 1809	attorney	10
Dudley C. Dennison, Royalton	District Attorney	Royalton, Sept. 13, 1819	attorney	2
Hugh H. Henry, Chester	Marshal	Chester, Oct. 18, 1814	farmer	2
Bradley B. Smalley, Burlington	Clerk	Jericho, Nov. 26, 1836	clerk	6
SUPREME COURT OF VERMONT.				
John Pierpoint, Vergennes	Chief Justice	Litchfield, Conn., Sept. 10, 1806	attorney	10
James Barrett, Woodstock	Assistant Justice	Strafford, May 31, 1814	attorney	10
Loyal C. Kellogg, Rutland	Assistant Justice	Benson Feb. 13, 1816	attorney	8
Asahel Peck, Montpelier	Assistant Justice	Montpelier	attorney	7
William C. Wilson, Bakersfield	Assistant Justice	Cambridge, July 23, 1812	attorney	2
Benjamin H. Steele, Derby	Assistant Justice			
Wheelock G. Veazey, Rutland	Reporter	Brentwood, N. H., Dec. 6, 1835	attorney	3
CONGRESSIONAL DELEGATION.				
Luke P. Poland, St. Johnsbury	Senator	Westford, Nov. 2, 1815	attorney	1
George F. Edmunds, Burlington	Senator	Richmond, Feb. 1, 1828	attorney	1
Frederick E. Woodbridge, Vergennes	Representative	Vergennes, Aug. 29, 1819	attorney	4
Justin S. Morrill, Strafford	Representative	Strafford, April 12, 1810	farmer	12
Portus Baxter, Derby Line	Representative	Brownington, Dec. 4, 1806	merchant	7

EXECUTIVE OFFICERS.	*Office.*	*When and where born.*	*Occupation.*	*Term.*
Paul Dillingham, Waterbury, Governor		Shutesbury, Mass., Aug. 10, 1799	attorney	5
Abraham B. Gardner, Bennington, Lieutenant Governor		Pownal, Sept. 2, 1819	attorney	4
John A. Page, Montpelier, Treasurer		Haverhill, N. H., June 17, 1814	banker	2
George Nichols, Northfield, Secretary of State		Northfield, April 17, 1827	physician	2
Rodney Lund, Montpelier, Deputy Secretary of State		Corinth, April 28, 1830	attorney	1
Daniel G. Thompson, Montpelier, Assistant Secretary of State		Montpelier, Feb. 9, 1850	coll. student	4
Charles M. Gay, Rutland, Sec'y of Civil and Military Affairs		Stockbridge, July 10, 1834	editor	2
Dugald Stewart, Middlebury, Auditor of Accounts		Middlebury, Sept. 26, 1831	county clerk	4
Zebina C. Camp, Montpelier, Sergeant-at-Arms		Tunbridge, Feb. 6, 1805	civil engineer	2
Charles Reed, Montpelier, Librarian		Thetford, Nov. 24, 1814	attorney	7
George W. Wing, Montpelier, Assistant Librarian		Plainfield, Oct. 22, 1843	attorney	3
Rodney Lund, Montpelier, Assistant Librarian		Corinth, April 28, 1830	attorney	1
Asa R. Camp, Stowe, Bank Commissioner		Stowe, May 6, 1825	merchant	3
David E. Nicholson, Wallingford, Railroad Commissioner		Tinmouth, June 7, 1813	attorney	2
William Wells, Waterbury, Adjutant and Inspector General		Waterbury, Dec. 14, 1837	merchant	1
Perley P. Pitkin, Montpelier, Quartermaster General		Marshfield, May, 1826	merchant	6
Stephen F. Atwood, Monkton, Judge Advocate General		Monkton, April 26, 1826	farmer	1
Homer Goodhue, Westminster, Commissioner of Insane		Westminster, March 4, 1811	farmer	1
James A. Pollard, Windsor, Superintendent State Prison		Plymouth, Nov. 19, 1817	farmer	4
Charles A. Forbush, Springfield,	Directors of State Prison	Reading, Jan. 8, 1823	merchant	2
Samuel Merriam, Johnson,	Directors of State Prison	Macon, N. H., April 9, 1798	merchant	2
Henry Lane, Cornwall,	Directors of State Prison	Cornwall, Feb. 14, 1824	farmer	2
A. D. Hager, Proctorsville, Curator of Cabinet		Chester, Nov. 1, 1817	geologist	2

THE SENATE.

Officers.		*When and where born.*	*Occupation.*	*Term.*
Abraham B. Gardner	President	Pownal, Sept. 2, 1819	attorney	4
Henry Clark, Poultney	Secretary	Middletown, Feb. 10, 1828	merchant	6

Officers.		*When and where born.*	*Occupation.*	*Term.*
James S. Peck, Montpelier	Ass't Secretary	Montpelier, Dec., 1839	attorney	1
Pliny H. White, Coventry	Chaplain	Springfield, Oct. 6, 1822	clergyman	7

Counties.	*Senators.*	*Address.*	*Rel. & Pol. Pref.*	*When and where born.*	*Occupation.*	*Term.*
ADDISON	Lucius E. Smith,	Monkton	lib....u	Monkton, Oct. 5, 1824	farmer	9
	Marcus O. Porter,	Cornwall	cong....u	Tinmouth, May 16, 1807	physician	4
BENNINGTON	Ira Cochran,	Dorset	cong....u	Londonderry, Nov. 4, 1810	farmer	4
	Henry G. Root,	Bennington	cong....u	Greenfield, Mass., Sept. 18, 1818	tinsmith	3
CALEDONIA	George Ide,	Lyndon	cong....u	Lyndon, April 20, 1820	farmer	4
	William Sarborn,	Peacham	cong....u	Peacham, Sept. 15, 1808	farmer	1
CHITTENDEN	Russell S. Taft,	Burlington	univ....u	Williston, Jan. 28, 1835	attorney	2
	John L. Barstow,	Shelburne	epis....u	Shelburne, Feb. 21, 1832	farmer	3
	Edgar H. Lane,	Jericho	cong....u	Jericho, July 1, 1820	merchant	3
ESSEX	George N. Dale,	Brighton	cong....u	Fairfax, Feb. 19, 1835	attorney	3
FRANKLIN	Albert G. Soule,	Fairfield	epis....u	Fairfield, Aug. 11, 1811	merchant	6
	Joshua Clapp,	Montgomery	epis ....u	Montgomery, Feb. 15, 1805	farmer	
	Bradley Barlow,	St. Albans	no pf....u	Fairfield, May 12, 1813	cashier	6
GRAND ISLE	Henry C. Hill,	Isle La Motte	no pf....u	Isle La Motte, July 1, 1828	merchant	1
LAMOILLE	George W. Hendee,	Morrisville	chris....u	Stowe, Nov. 30, 1832	attorney	3
ORANGE	Burnam Martin,	Chelsea	no pf....u	Williamstown, Aug. 10, 1811	attorney	4
	Hiram Barrett,	Strafford	univ....u	Strafford, March 31, 1811	farmer	4
ORLEANS	Jonathan F. Skinner,	Barton	cong....u	Grantham, N. H., Sept. 19, 1803	physician	2
	Luther Baker,	Newport	bap....u	Newport, May 7, 1820	merchant	4
RUTLAND	Pitt W. Hyde,	Castleton	epis....u	Sudbury, March 3, 1816	marble dealer	5
	John Howe, Jr.,	Brandon	cong....u	Boston, Mass., Sept. 24, 1819	manufacturer	2
	Seneca M. Dorr,	Rutland	meth....u	Chatham, N. Y., Aug. 14, 1821	attorney	4
WASHINGTON	Charles Reed,	Montpelier	unita....u	Thetford, Nov. 24, 1814	attorney	5
	William W. Henry,	Waterbury	cong....u	Waterbury, Nov. 21, 1831	farmer	2
	Jasper H. Orcutt,	Northfield	cong....u	Roxbury, Feb. 25, 1824	merchant	3
WINDHAM	Daniel Kellogg,	Brattleboro	epis....u	Amherst, Mass., ——, 1791	attorney	2
	Homer Goodhue,	Westminster	cong....u	Westminster, March 4, 1811	farmer	3

WINDSOR	Hosea Doton, Pomfret	univ.	u	Pomfret, Nov. 29, 1809	teacher 2
	Merrick Gay, Stockbridge	univ.	u	Stockbridge, Nov. 15, 1802	manufacturer. 6
	Hiram Harlow, Windsor	cong.	u	Rockingham, Oct. 16, 1810	farmer 8
Officers.					
Loammi B. Flint, St. Johnsbury, Door-Keeper		cong.	u	Williamstown, Oct. 10, 1810	mechanic 3
Wm. R. Rowell, North Troy, Ass't Door-Keeper					
John V. Brooks, Montpelier, Messenger		cong.	u	East Randolph, June 23, 1849	student 3
Charles H. Loveland, Huntington, Messenger		no pf.	u	Huntington, July 9, 1851	clerk 1
Reporters.					
M. E. Smilie, Montpelier, Walton's Daily				Cambridge, Aug. 21, 1844	attorney
M. B. Walker, Brattleboro, Daily Argus and Patriot				Granville, N. Y., April 25, 1842	law student

RECAPITULATION OF THE SENATE.

Occupation.—Farmers 11; Attorneys 9; Merchants 6; Manufacturers 2; Physicians 2; Mechanic 1; Clergyman 1; Tinsmith 1; Marble Dealer 1; Student 1; Cashier 1; Teacher 1; Clerk 1; Law Student 1.

Nativities.—Vermont 32; Massachusetts 3; New York 1; New Hampshire 1.

Religious Preferences.—Cong. 15; Epis. 5; Univ. 4; No Pref. 4; Unita. 1; Lib. 1; Chris. 1; Bap. 1; Meth. 1.

Oldest Senator, Daniel Kellogg, 75 years. Youngest Senators, Russell S. Taft, 31 years; George N. Dale, 31 years.

HOUSE OF REPRESENTATIVES.

Officers.	*When and where born.*	*Occupation.*	*Term.*
John W. Stewart, Middlebury, Speaker	Middlebury, Nov. 14, 1825	attorney	7
John H. Flagg, Bennington, Clerk	Wilmington, July 11, 1843	attorney	3
Albert Clarke, Rochester, Assistant Clerk	Granville, Oct. 13, 1840	attorney	3
Eldin J. Hartshorn, Rutland, Assistant Clerk	Lunenburgh, June 16, 1842	law student	1
D. Webster Dixon, Grand Isle, Assistant Clerk	Grand Isle, March 17, 1840	clerk	2
Nahum P. Foster, Montpelier, Chaplain	Fitzwilliam, N. H., Feb. 10, 1814	clergyman	1
Isaac W. Sanborn, Lyndon, } Clerks to make up	Lyndon, Feb. 16, 1823	farmer	2
J. Hayward Lucia, Bridport, } the Grand List	Bridport, March 17, 1842	law student	1
Reporters.			
A. C. Brown, Montpelier, Walton's Daily	Sutton, July 10, 1828	insurance agent	
Wm. W. Eaton, Hydepark, Daily Argus and Patriot	Morristown, May 8, 1845	attorney	

ADDISON COUNTY.

Towns. Representatives.	Rel. & Pol. Pref.	When and where born.	Occupation.	Term.
Addison, Lyman Clark, Jr.	fr th....u.	Addison, March 12, 1830	farmer	1
Bridport, Sheldon Smith	bap....u.	Bridport, Nov. 26, 1810	farmer	2
Bristol, George W. Parmelee	cong....u.	Bristol, Nov. 13, 1814	merchant	2
Cornwall, Henry Lane	cong....u.	Cornwall, Feb. 14, 1824	farmer	3
Ferrisburgh, David Smith	meth....u.	Leicester, July 26, 1813	farmer	1
Goshen, S. R. Stickney	no pf....u.	Goshen, Oct. 22, 1829	farmer	4
Granville, Joseph P. Ball	no pf....u.	Granville, May 24, 1809	farmer	5
Hancock, R. Claflin	no pf....u.	Hancock, Sept. 13, 1811	farmer	4
Leicester, George O. Swinington	no pf....u.	Leicester, Sept. 22, 1818	farmer	1
Lincoln, Elihu Purinton	bap....u.	Weybridge, Sept. 8, 1814	farmer	2
Middlebury, John W. Stewart	cong....u.	Middlebury, Nov. 14, 1825	attorney	7
Monkton, Joseph Carter	meth....u.	Orwell, June 30, 1828	farmer	2
New Haven, Ward Bullard	meth....u.	Massena, N. Y., Feb. 8, 1810	farmer	1
Orwell, Julius C. Thomas	cong....u.	Orwell, Oct. 7, 1801	farmer	2
Panton, Henry Allen	u.	Ferrisburgh, Jan. 1, 1818	farmer	1
Ripton, Nathaniel McQuivey	meth....u.	Williston, Sept. 4, 1819	farmer	2
Salisbury, William Deming	cong....u.	Salisbury, Dec. 17, 1817	blacksmith	1
Shoreham, R. Birchard	cong....u.	Shoreham, April 23, 1819	farmer	1
Starksboro, Franklin N. Hill	bap....u.	Starksboro, Sept. 15, 1839	merchant	1
Vergennes, Benjamin F. Goss	cong....u.	Peacham, Oct. 28, 1806	manufacturer	1
Waltham, Elijah F. Benton	no pf....u.	Waltham, June 9, 1826	farmer	2
Weybridge, Francis Ayres	meth ...u.	Royalton, March 5, 1807	farmer	1
Whiting, Albert Hubbard	no pf....u.	Whiting, Feb. 6, 1827	farmer	2

BENNINGTON COUNTY.

Arlington, Henry S. Hard	epis....u.	Oswego, N. Y., June 1, 1830	merchant	1
Bennington, Trenor W. Park	no pf....u.	Bennington, Dec. 8, 1823	attorney	2
Dorset, A. B. Armstrong	sp'ist....u.	Dorset, Nov. 7, 1817	farmer	1
Glastenbury, George Eddy	univ ,...u.	Woodford, March 18, 1821	lumberman	1

Landgrove, W. W. Wiley	no pf	u	Landgrove, Oct. 17, 1833	farmer	1
Manchester, Ahiman L. Miner	epis	u	Middletown, Sept. 23, 1804	attorney	10
Peru, Oliver P. Simonds	cong	u	Peru, March 25, 1816	shoemaker	1
Pownal, B. N. Foster	rest	u	Pownal, Sept. 8, 1833	farmer	1
Readsboro, Silas Mason	univ	u	Princeton, Mass., April 6, 1826	manufacturer	3
Rupert, George Hopkins	no pf	u	Rupert, April 22, 1819	farmer	2
Sandgate, William B. Randall	lib	u	Sandgate, Feb. 22, 1833	farmer	3
Searsburgh, Simon Doane					21
Shaftsbury, Myron Barton	bap	u	Shaftsbury, April 17, 1821	farmer	2
Stamford, S. W. Webster	sp'ist	u	Townshend, Sept. 26, 1824	farmer	2
Sunderland, Paul Shuffleton	meth	u	England, Oct. 14, 1829	agent man'f co.	3
Winhall, J. M. Coleman	ortho	u	Medway, Mass., Feb. 17, 1817	manufacturer	1
Woodford, Elner Gleason	univ	u	Rowe, Mass., Feb. 26, 1827	farmer	2

CALEDONIA COUNTY.

Barnet, William J. Stewart	pres	u	Barnet, Aug. 22, 1798	farmer	1
Burke, H. R. Brown	bap	u	Burke, Feb. 25, 1834	farmer	1
Danville, Benjamin Greenbank	meth	u	England, June 14, 1825	manufacturer	2
Groton, Daniel Coffrin	no pf	u	Groton, July 28, 1821	farmer	3
Hardwick, Henry A. Shedd	cong	u	Hardwick, Feb. 24, 1820	clerk	1
Kirby, Charles H. Graves	cong	u	Westminster, Jan. 23, 1809	farmer	6
Lyndon, S. S. Thompson	bap	u	Halifax, Mass., April 12, 1823	contractor	3
Newark, Moulton A. Taft	bap	u	Sutton, Feb. 16, 1834	farmer	2
Peacham, Harvey Sanborn	no pf	op	Peacham, Aug. 17, 1817	merchant	2
Ryegate, J. F. Nelson	pres	u	Ryegate, Dec. 4, 1822	farmer	1
Sheffield, Sewall Bradley	bap	op	Wheelock, Oct. 24, 1803	farmer	7
St. Johnsbury, Jonathan Ross	cong	u	Waterford, April 30, 1826	attorney	2
Sutton, William F. Ruggles	bap	u	Sutton, April 17, 1826	drover	2
Walden, Harvey Foster	meth	u	Walden, March 22, 1828	farmer	1
Waterford, L. S. Freeman	univ	u	Waterford, July 11, 1812	farmer	1
Wheelock, Elijah Willard	bap	u	Wheelock, June 25, 1810	farmer	1

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CHITTENDEN COUNTY.

Towns. *Representatives.*	*Rel. & Pol. Pref.*	*When and where born.*	*Occupation.*	*Term.*
Bolton, Edwin R. Morse	no pf....u	Bolton, Feb. 5, 1827	station agent	1
Burlington, Fred M. Van Sicklen	unita....u	Burlington, May 20, 1821	merchant	1
Charlotte, Peter E. Pease	cong....u	Litchfield, Ct., May 11, 1818	farmer	2
Colchester, Sidney H. Weston	meth....u	Chesterfield, N. Y., Dec. 15, 1825	farmer	2
Essex, William B. Weston	bap....u	Plattsburgh, N. Y., Oct. 23, 1821	farmer	2
Hinesburgh, John W. Miles	bap....u	Hinesburgh, April 14, 1812	physician	1
Huntington, L. C. Snyder	no pf ...u	Huntington, Aug. 28, 1827	produce dealer.	3
Jericho, none				
Milton, Henry H. Woods	cong....u	Milton, June 30, 1832	merchant	1
Richmond, U. S. Whitcomb	cong....u	Richmond, Jan. 22, 1819	farmer	3
Shelburne, R. J. White	meth....u	Shelburne, Dec. 23, 1829	farmer	1
South Burlington, Asa R. Slocum	cong....u	South Burlington, April 7, 1833	farmer	2
St. George, George K. Hinsdell	no pf....u	St. George, Nov. 2, 1812	farmer	1
Underhill, George W. Roberts	epis....u	Putney, Nov. 23, 1821	physician	2
Westford, J. H. Richardson	unita....u	Barnard, Nov. 29, 1816	physician	1
Williston, Alvin C. Welch	unita....u	Canaan, N. H., April 28, 1817	physician	4

ESSEX COUNTY.

Bloomfield, Moses Pattee	meth....u	Stanstead, C. E., Aug. 23, 1811	clergyman	3
Brighton, R. P. Noyes	cong....u	Norway, Me., Jan. 23, 1834	engineer	1
Brunswick, Chauncey H. Fitts	no pf....op	Braintree, Sept. 10, 1825	farmer	4
Canaan, Hiram P. Cooper	univ....u	Canaan, March 24, 1818	farmer	1
Concord, Harvey Judevine	cong....u	Concord, March 28, 1820	farmer	2
East Haven, A. S. Howard	meth....u	Ludlow, May 20, 1814	farmer	1
Granby, John W. Buzzell	meth....u	Thetford, June 29, 1835	farmer	1
Guildhall, C. E. Benton	cong....u	Waterford, Dec. 11, 1825	county clerk	1
Lemington, David H. Cook	meth....u	Bloomfield, July 27, 1831	farmer	1
Lunenburgh, Roswell Bowker	cong....u	Lunenburgh, Aug. 26, 1817	farmer	2
Maidstone, C. S. Stevens	cong....op	Maidstone, May 28, 1837	farmer	1
Victory, George A. Appleton	cong....u	Granby, Nov. 23, 1823	farmer	1

FRANKLIN COUNTY.

Bakersfield, S. T. Learnard	meth	u	Fairfax, Dec. 3. 1807	ret. merchant	4
Berkshire, James R. Stone	meth	u	Waterbury, July 7, 1816	harness maker	1
Enosburgh, Hazen B. Ladd	no pf	u	Enosburgh, Sept. 23, 1818	collector	1
Fairfax, Lewis A. Dunn	bap	u	Bakersfield, June 12, 1814	clergyman	2
Fairfield, Josiah O. Cramton	epis	op	Berkshire, July 7, 1837	physician	2
Fletcher, Lorenzo Blaisdell	meth	u	Cambridge, Dec. 17, 1807	farmer	2
Franklin, William C. Robie	meth	u	Fairfield, Dec. 15, 1823	farmer	2
Georgia, Abel Bliss	bap	u	Georgia, June 29, 1814	farmer	1
Highgate, Melvin Church	cong	u	Jericho, Jan. 4, 1816	farmer	1
Montgomery, L. W. Martin	coug	u	Montgomery, Dec. 11, 1820	merchant	1
Richford, William Corliss	meth	u	Richford, Nov. 7, 1810	farmer	1
Sheldon, Nathaniel G. Martin	epis	op	Sheldon, Feb. 4, 1814	farmer	1
St. Albans, Charles Wyman	cong	u	Chelsea, Feb. 18, 1826	jeweler	1
Swanton, Henry A Burt	cong	u	Sheldon, Feb. 10, 1828	attorney	2

GRAND ISLE COUNTY.

Alburgh, David Marvin	meth	u	Alburgh, Dec. 20, 1813	clergyman	3
Grand Isle, William C. Irish	cong	u	Shelburne, Dec. 30, 1816	farmer	1
Isle La Motte, Elisha R. Goocsell	univ	u	Isle La Motte, Sept. 3, 1837	county clerk	2
North Hero, Dexter B. Town	meth	u	North Hero, Nov. 10, 1830	farmer	1
South Hero, Warren Corbin	rest	op	Grand Isle, May 16, 1823	farmer	2

LAMOILLE COUNTY.

Belvidere, Thomas Potter	free th	u	Waterville, Feb. 1, 1817	mechanic	2
Cambridge, Edwin Wheelock	cong	u	Cambridge, Nov. 17, 1822	clergyman	1
Eden, Horace Waite	meth	u	Fairfield, May 16, 1826	farmer	1
Elmore, Adolphus M. Kelley	meth	u	Pembrooke, N. H., Sept. 24, 1821	farmer	2
Hydepark, Waldo Brigham	no pf	op	Bakersfield, June 10, 1830	attorney	1
Johnson, Robert C. Cristy	cong	u	New Boston, N. H., April 24, 1828	farmer	1
Morristown. Orlo Cady	univ	u	Stowe, Dec. 17, 1822	manufacturer	1

Towns, Representatives.	Rel. & Pol. Pref.	When and where born.	Occupation.	Term.
Stowe, S. K. Weeks	cong....u	Wheelock, Dec. 19, 1821	mechanic	1
Waterville, Daniel P. Bragg	meth....u	Warren, Aug. 11, 1824	clergyman	1
Wolcott, Richard F. Parker	univ....u	Lyman, N. H., Oct. 24, 1826	attorney	2
ORANGE COUNTY.				
Bradford, Barron Hay	cong....op	Bradford, Sept. 26, 1828	clerk	1
Braintree, J. P. Cleveland, Jr.	no pf....u	Bethel, Sept. 21, 1828	farmer	1
Brookfield, John R. Cleaveland	no pf....u	Lebanon, N. H., May 6, 1820	judge probate	2
Chelsea, Carlos Moore	cong....u	Chelsea, Feb. 6, 1814	farmer	1
Corinth, Arad S. Corliss	no pf....u	Bradford, Feb. 12, 1823	farmer	2
Fairlee, Charles H. Mann	meth....u	Claremont, N. H., April 28, 1806	farmer	1
Newbury, William W. Brock	cong....u	Newbury, June 7, 1819	farmer	2
Orange, Edwin G. Peake	bap....u	Orange, May 6, 1827	farmer	1
Randolph, Sylvanus B. Carpenter	no pf....u	Randolph, June 16, 1828	farmer	2
Strafford, Alanson G. Smith	univ....u	Strafford, March 29, 1814	farmer	1
Thetford, L. Tenney	cong....u	Groton, N. H., Aug. 5, 1814	clergymen	1
Topsham, Newton Morgan	univ....u	Andover, Aug. 4, 1823	manufacturer	1
Tunbridge, Azro B. Drew	bap....u	Tunbridge, Aug., 1823	farmer	1
Vershire, William Sanborn	bap....op	Sanbornton, N. H., Jan. 12, 1807	farmer	2
Washington, Lyman P. Barron	univ....u	Washington, Nov. 27, 1820	farmer	1
West Fairlee, Benjamin Niles	cong....op	West Fairlee, May 12, 1819	farmer	1
Williamstown, John M. Palmer	cong....u	Williamstown, Jan. 19, 1819	farmer	1
ORLEANS COUNTY.				
Albany, Dyer Bill	cong....u	Hartford, April 7, 1793	physician	3
Barton, Myron W. Joslyn	cong....u	Waitsfield, March 25, 1834	druggist	1
Brownington, Isaac S. Seavy	meth....u	Brownington, March 29, 1827	farmer	1
Charleston, Edson Lyon	univ....u	Troy, Feb. 14, 1812	farmer	
Coventry, Loren Soper	cong....u	Waterford, Oct. 15, 1821	merchant	1
Craftsbury, Moses Root	cong....u	Montague, Mass., March 25, 1821	farmer	2
Derby, Elisha Lane	cong....u	Newport, Dec. 26, 1835	merchant	1

Glover, F. P. Cheney	meth	u	Barton, July 11, 1828	farmer	1
Greensboro, H. S. Tolman	cong	u	Greensboro, Sept. 1, 1825	farmer	1
Holland, George H. Green	meth	op	Danville, May 18, 1820	farmer	1
Irasburgh, Henry Somers	cong	u	Starksboro, Jan. 29, 1818	farmer	2
Jay, M. S. Chamberlin	bap	u	Troy, October 29, 1825	farmer	2
Lowell, Don B. Curtis	cong	u	Lowell, May 17, 1823	farmer	2
Morgan, Byram Bartlett	meth	u	Morgan, Sept. 22, 1808	farmer	2
Newport, Benjamin R. McClary	univ	u	Groton, Dec. 29, 1833	merchant	2
Salem, David N. Gibb	meth	u	Danville, May 24, 1806	farmer	1
Troy, Edward Bickford	cong	u	Fairfield, March 13, 1831	stove dealer	2
Westfield, none					
Westmore, Isaac D. Bemis	no pf	u	Lyndon, Sept. 13, 1841	hotel clerk	2

RUTLAND COUNTY.

Benson, L. H. Kellogg	meth	u	Benson, July 23, 1833	farmer	1
Brandon, Volney Ross	cong	u	Shrewsbury, June 12, 1814	merchant	2
Castleton, Richard M. Phillips	free th	u	Ticonderoga, N. Y., Jan. 17, 1820	merchant	2
Chittenden, Hiram Baird	no pf	u	Chittenden, Nov. 19, 1804	farmer	1
Clarendon, Porter Benson	cong	u	Clarendon, Sept. 22, 1833	farmer	1
Danby, J. E. Nichols	quaker	u	Danby, Oct. 20, 1829	farmer	1
Fairhaven, Joel W. Hamilton	cong	u	Fairhaven, Jan 10, 1835	farmer	2
Hubbardton, Daniel Holmes	cong	u	Hubbardton, March 7, 1837	farmer	2
Ira, Leonard F. Mason	bap	u	Ira, Aug. 25, 1837	farmer	2
Mendon, John E. Johnson	meth	u	Plymouth, Jan. 20, 1831	farmer	2
Middletown, Albert W. Gray	no pf	u	Dorset, Sept. 30, 1810	manufacturer	1
Mt. Holly, Warren Horton	bap	u	Mt. Holly, Nov. 25, 1818	manufacturer	1
Mt. Tabor, Charles T. Griffith	no pf	u	Mt. Tabor, May 7, 1826	farmer	3
Pawlet, Lucius M. Carpenter	meth	u	Kirby, Feb. 1, 1821	farmer	2
Pittsfield, Henry O. Gibbs	cong	u	Jericho, March 8, 1819	farmer	2
Pittsford, Asa Nourse	cong	u	Troy, N. H., May 11, 1801	farmer	1
Poultney, Merritt Clark		u	Middletown, Feb. 11, 1803	banker	7

Towns. Representatives.	Rel. & Pol. Pref.	When and where born.	Occupation.	Term.
Rutland, John Prout	bap....u	Salisbury, Nov. 22, 1816	attorney	4
Sherburne, Daniel W. Taylor	chris....u	Plymouth, June 18, 1823	farmer	4
Shrewsbury, Tyler G. Foster	cong....u	Mt. Holly, Sept. 7, 1811	merchant	2
Sudbury, O. H. P. Ketcham	bap....u	Sudbury, April 8, 1822	farmer	2
Tinmouth, Abraham Noble	cong....u	Tinmouth, July 24, 1816	farmer	1
Wallingford, Samuel E. Rogers	no pf....u	Danby, Sept. 21, 1828	farmer	1
Wells, M. D. Grover	advent..u	Wells, June 18, 1841	attorney	1
West Haven, S. W. Tryon	no pf....u	West Haven, May 20, 1798	farmer	1

WASHINGTON COUNTY.

Barre, George W. Tilden	univ....u	Barre, May 22, 1833	manufacturer	2
Berlin, E. E. Andrews	bap....u	Berlin, June 17, 1823	farmer	2
Cabot, Valorous W. Hale	cong....u	Barre, Jan. 16, 1807	farmer	1
Calais, Sidney H. Foster	univ....u	Calais, March 29, 1828	farmer	1
Duxbury, Luther Graves	cong....u	Greenfield, Mass., Sept. 21, 1812	farmer	2
East Montpelier, P. M. Shepard	cong....u	Plainfield, June 16, 1809	farmer	2
Fayston, Chester S. Dana	meth....u	Waitsfield, April 24, 1829	farmer	2
Marshfield, William Martin, Jr	cong....u	Marshfield, Dec. 21, 1814	farmer	2
Middlesex, R. W. Warren	u	Middlesex, Sept. 25, 1833	farmer	2
Montpelier, Joel Foster, Jr	unita....u	Fayston, June 27, 1825	merchant	2
Moretown, Hiram Hathaway	meth....op	Calais, July 28, 1811	farmer	2
Northfield, Edwin K. Jones	lib....u	Randolph, June 4, 1828	merchant	1
Plainfield, Levi Bartlett	meth....u	Hanover, N. H., Nov. 5, 1800	farmer	1
Roxbury, Austin A. Smith	no pf....u	Brookfield, Aug. 10, 1832	farmer	1
Waitsfield, Ira Richardson	meth....u	Waitsfield, Oct. 6, 1816	farmer	2
Warren, Edwin Cardell	no pf....u	Warren, Jan. 17, 1834	farmer	2
Waterbury, William Wells	cong....u	Waterbury, Dec. 14, 1837	merchant	2
Woodbury, R. B. Bruce	univ....op	Woodbury, Dec. 24, 1821	farmer	1
Worcester, Mark P. Ladd	meth....u	Strafford, Aug. 13, 1817	farmer	1

WINDHAM COUNTY.

Athens, Samuel B. Wells	no pf.	u.	Athens, April 10, 1820	farmer		3
Brattleboro, S. N. Herrick	cong.	u.	Brattleboro, Sept. 20, 1809	deputy sheriff		1
Brooklin, Oscar C. Merrifield	bap.	u.	Newfane, July 15, 1835	farmer		2
Dover, Edwin F. Sherman	bap.	u.	Dover, March 10, 1821	farmer		2
Dummerston, George W. Walker	cong.	u.	Dummerston, Sept. 25, 1822	manufacturer		2
Grafton, John L. Butterfield	no pf.	u.	Grafton, Aug. 29, 1820	soapstone d'ler		4
Guilford, Stephen Smith	univ.	u.	Guilford, May 1, 1812	hotel keeper		3
Halifax, Albert J. Tucker	bap.	u.	Halifax, May 10, 1824	farmer		2
Jamaica, Abijah Muzzy	bap.	u.	Jamaica, May 30, 1819	merchant		2
Londonderry, Daniel Davis	univ.	u.	Londonderry, Jan. 8, 1819	farmer		2
Marlboro, N. R. Whitney	cong.	u.	Marlboro, March 18, 1821	farmer		2
Newfane, Hollis T. Robinson	cong.	u.	Newfane, Aug. 25, 1803	produce dealer		2
Putney, David R. Cobb	univ.	u.	Putney, May 30, 1810	farmer		2
Rockingham, William H. Johnson	epis.	u.	Walpole, N. H., July 12, 1831	merchant		1
Somerset, Sumner Curtis	meth.	u.	Orange, Mass., Sept. 14, 1809	farmer		2
Stratton, Joseph Tripp	bap.	u.	Warrensburgh, N. Y., Feb. 25, 1821	clergyman		1
Townshend, John H. Converse	no pf.	u.	Wardsboro, Feb. 12, 1822	farmer		2
Vernon, Wilder H. Fairman	no pf.	u.	Northfield, Mass, April 21, 1817	farmer		1
Wardsboro, N. B. Johnson, (not in attendance.)						
Westminster, R. S. Safford	cong.	u.	Westminster, Feb. 4, 1825	merchant		2
Whitingham, Amherst Lamb	bap.	u.	Philipstown, Mass., July 28, 1796	clergyman		2
Wilmington, Henry Whitney	cong.	u.	Marlboro, Dec. 22, 1812	farmer		2
Windham, William Harris, Jr	cong.	u.	Newburgh, Ohio, Jan. 3, 1819	merchant		7

WINDSOR COUNTY.

Andover, Horace Burton	no pf.	u.	Andover, March 26, 1809	farmer		1
Baltimore, Chas. A. Leland	no pf.	u.	Baltimore, Nov. 15, 1832	farmer		1
Barnard, none						
Bethel, J. M. McIntosh	prot.	u.	Bethel, Dec. 8, 1825	farmer		1

Towns. Representatives.	Rel. & Pol. Pref.	When and where born.	Occupation.	Term.
Bridgewater, Charles N. Wood	no pf....u	Plymouth, June 15, 1834	farmer	2
Cavendish, Josiah Gilson	univ....u	Rindge, N. H., Dec. 22, 1793	ret'd from bus.	4
Chester, William Rounds	lib....u	Chester, July 13, 1825	attorney	6
Hartford, William G. Chandler	bap....u	Hanover, N. H., Nov. 16, 1817	farmer	2
Hartland, Lewis Emmons	no pf....u	Woodstock, May 22, 1804	physician	1
Ludlow, William H. Walker	epis....u	Windham, Feb. 2, 1833	attorney	2
Norwich, Joseph T. Loveland	cong....u	Norwich, April 5, 1818	farmer	3
Plymouth, Alpheus N. Earle	chris....u	Plymouth, April 13, 1816	farmer	2
Pomfret, Ora Paul	chris....u	Pomfret, June 25, 1836	farmer	2
Reading, Sumner Fletcher	no pf....u	Plymouth, June 25, 1812	farmer	2
Rochester, Chester Pierce	unita....u	Royalton, Jan. 2, 1829	merchant	2
Royalton, Martin T. Skinner	cong....u	Royalton, March 9, 1821	farmer	2
Sharon, Guy S. Nott	cong....u	Barnard, Nov. 4, 1823	farmer	1
Springfield, Franklin P. Ball	meth....u	Athens, May 2, 1828	manufacturer	1
Stockbridge, T. S. Hubbard	cong....u	Franklin, Dec. 20, 1811	clergyman	5
Weathersfield, Henry H. Spafford	no pf....u	Weathersfield, May, 19, 1813	farmer	1
Weston, Simeon D. Spaulding	cong....u	Weston, Feb. 19, 1816	farmer	1
West Windsor, G. H. Shedd	univ....u	West Windsor, Sept. 24, 1804	merchant	3
Windsor, Luther C. White	cong....u	Windsor, May 15, 1822	manufacturer	3
Woodstock, Charles Marsh	cong....u	Woodstock, May 10, 1821	farmer	1

Officers of the House.	When and where born.	Occupation.	Term.
John Barden, Wells, Door-Keeper	Savoy, Mass., Jan. 14, 1807	farmer	4
George C. Robbins, Ludlow, Assistant Door-Keeper	Windham, Sept. 14, 1847	college student	1
Leland L. Harrington, St. Johnsbury, Messenger	St. Johnsbury, March 9, 1848	musician	2
Charles H. Lane, Cornwall, Messenger	Cornwall, Jan. 14, 1853	student	2
Ervin E. Webster, Guilford, Messenger	Hartland, Feb. 13, 1852	student	1
Fred W. Wilder, Rupert, Messenger	New Ipswich, N. H., April 24, 1852	student	1

RECAPITULATION OF THE HOUSE.

Occupation.—Farmers 147; Merchants 22; Attorneys 13; Manufacturers 12; Clergymen 9; Physicians 6; Clerks 3; Students 3; Mechanics 2; Law Students 2; Produce Dealers 2; County Clerks 2; Shoemaker 1; Jeweler 1; Banker 1; Judge

of Probate 1; Hotel Clerk 1; Contractor 1; Musician 1; Drover 1; College Student 1; Soapstone Dealer 1; Engineer 1; Collector 1; Deputy Sheriff 1; Blacksmith 1; Agent Manufacturing Company 1; Stove Dealer 1; Station Agent 1; Harness Maker 1; Lumberman 1; Druggist 1; Hotel Keeper 1; Retired Merchant 1; Retired from business 1.

Religious Preferences.—Congregationalists 69; Methodists 39; No Preference 38; Baptists 30; Universalists 21; Episcopalians 7; Unitarians 5; Christians 3; Free Thinkers 3; Restorationists 2; Spiritualists 2; Liberals 2; Presbyterians; Protestant 1; Orthodox 1; Advent 1; Quaker 1.

Nativities.—Vermont 209; New Hampshire 15; Massachusetts 9; New York 5; England 2; Connecticut 1; Maine 1; Ohio 1; Canada 1.

Oldest Members.—Dyer Bill, 73 years; Josiah Gilson, 73 years.

Youngest Member.—Isaac D. Bemis, 25 years.

Union, 224. Opposition, 13.

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STATE OF VERMONT.

BY PAUL DILLINGHAM, GOVERNOR.

A PROCLAMATION.

"LET THE PEOPLE PRAISE THEE, O GOD; LET ALL THE PEOPLE PRAISE THEE."

This inspired exhortation addresses itself to us with peculiar force at the close of a year in which we have shared so largely in the blessings of Divine Providence. I do therefore appoint THURSDAY, THE 29TH DAY of NOVEMBER, INSTANT, as a day of public THANKSGIVING, PRAYER AND PRAISE TO ALMIGHTY GOD. And I do earnestly recommend to the people of this State that they assemble on that day in their accustomed places of worship, and there render to our Heavenly Father the praise of grateful hearts for all His mercies.

Let us remember that the year now closing has been an eventful one in the world's history, and though the greatest of its events have transpired on another continent, yet there, Christian civilization and true progress have received no check, but have the rather gained strength for new advancement and future conquests.

At home, great and manifold mercies have been conferred upon us.

It has pleased God to turn aside from us the dreaded pestilence, and in its place to bestow upon us a season of unusual health.

He has inspired in the hearts of the people generally, the spirit of Christian benevolence and liberality, manifesting itself in aid given to morality, education and religion. Not forgetting the poor at home, it has extended to the emancipated race in our country—deserving as they are needy—such aid as corresponds with a charity that not only hopeth, but doeth, all things.

Let us remember with unfeigned gratitude that the year has been a fruitful one; that a rich harvest has crowned the toils of the husbandman; that labor of all kinds has received a fitting reward; and that we have been permitted to live in the midst of peaceful communities and happy homes.

With our praise let us mingle our humble supplications that God will continue to bestow upon us every needed good; and especially that He will give us that wisdom and grace which shall enable us to discharge life's duties well, and finally raise us from earth to Heaven.

Given under my hand and the seal of the State, in Executive Chamber at Montpelier, this twelfth day of November, in the year of our Lord one thousand eight hundred and sixty-six, and of the Independence of the United States the ninety-first.

PAUL DILLINGHAM.

By his Excellency the Governor,

CHARLES M. GAY, *Secretary of Civil and Military Affairs.*

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STATE OF VERMONT.

BY PAUL DILLINGHAM, GOVERNOR.

A PROCLAMATION.

In accordance with immemorial custom, and with a profound sense of its appropriateness, I do hereby appoint FRIDAY, THE 19TH DAY OF APRIL NEXT to be observed as a day of HUMILIATION, FASTING AND PRAYER, by all the people of this State. And I most earnestly invite them on that day to abstain from their usual employments; to assemble in their accustomed places of public worship, and there earnestly engage in services suitable to the occasion.

Heartily confessing our sins, as individuals and as a people, to Almighty God, and humbly seeking their forgiveness, let us earnestly pray that he will inspire in all our hearts lively gratitude for all His mercies, past and present.

Let us implore Him for all in authority, that they may have wisdom, love, justice—know the right, and knowing, dare maintain it.

That He will, throughout all our land, quench the spirit of strife, restore, where needed, and perpetuate in all, a lasting love for our Union.

That He will beget in all hearts a true hungering after righteousness, and for every virtue that exalts a people.

That He will mercifully regard the people of this State, in all their interests, both temporal and spiritual, teaching us, while temperance, industry and frugality are necessary to material success, that truth, forbearance and charity are no less so, to religious prosperity.

That He will bestow special blessings on all our institutions of learning; that He will grant prosperity to our churches, bounty and plenty to our people, and a cheering reward to all lawful industry;

And that He will graciously preserve us from pestilence, give us health, and an undying love for true liberty, equal laws, and an undefiled religion.

Given under my hand and the seal of this State, in Executive Chamber at Montpelier, this twenty-seventh day of March, in the year of our Lord one thousand eight hundred and sixty-seven, and of the Independence of the United States the ninety-first.

PAUL DILLINGHAM.

By his Excellency the Governor,

WILLIAM P. DILLINGHAM, *Sec'y of Civil and Military Affairs.*

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THE

JOURNAL OF THE SENATE

OF THE

STATE OF VERMONT.

SPECIAL SESSION,

1867.

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JOURNAL OF THE SENATE.

Agreeably to the Proclamation of his Excellency, the Governor, the Senate of the State of Vermont convened in the Senate Chamber of the State House, at Montpelier, on the twenty-seventh day of March, in the year of our Lord one thousand eight hundred and sixty-seven, at ten o'clock in the forenoon.

The Senate was called to order by his Honor, A. B. GARDNER, the President.

Prayer was offered by the Chaplain.

The roll of the Senate was called, and the following named senators answered to their names, viz:

Addison County	MARCUS O. PORTER, LUCIUS E. SMITH.
Bennington County	IRA COCHRAN, HENRY G. ROOT.
Caledonia County	WILLIAM SANBORN, GEORGE IDE.
Chittenden County	RUSSELL S. TAFT, JOHN L. BARSTOW, EDGAR H. LANE.
Essex County	
Franklin County	ALBERT G. SOULE, JOSHUA CLAPP, BRADLEY BARLOW.
Grand Isle County	HENRY C. HILL.
Lamoille County	GEORGE W. HENDEE.
Orange County	BURNAM MARTIN, HIRAM BARRETT.
Orleans County	JONATHAN F. SKINNER, LUTHER BAKER.
Rutland County	PITT W. HYDE, JOHN HOWE, JR., SENECA M. DORR.

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Washington County	CHARLES REED, W. W. HENRY, JASPER H. ORCUTT.
Windham County	DANIEL KELLOGG, HOMER GOODHUE.
Windsor County	HOSEA DOTON, HIRAM HARLOW.

The proclamation of his Excellency, the Governor, was read by the Secretary, and is as follows:

STATE OF VERMONT.

BY THE GOVERNOR.

A PROCLAMATION.

WHEREAS, It has been made to appear by petitions and representations from the people of the South-western part of this State, addressed to me, that the Troy and Boston Railroad, a corporation existing under the laws of the state of New York, has, since the sixteenth of January, 1867, without just cause, refused to connect for the transportation of passengers and freight, in any way, with the Rutland and Bennington (formerly the Western Vermont) Railroad; and it has been made further to appear that this refusal has deprived the inhabitants of that part of the State of direct railroad communication with the south and west, to the great damage of their large manufacturing, commercial and agricultural interests; and it has been made further to appear that the people of that portion of the State desire some immediate legislation, which is necessary to enable them to take such action, by building a new railroad, as will give them, within one year, direct railroad communication south and west; and it has been made further to appear that, if obliged to wait for this legislation until the annual session of the General Assembly, the building of the proposed railroad will be deferred at least one year, and the interests, already severely suffering, will receive great and, in some cases, irreparable injury, while the legislation desired would much lessen, if not wholly avert, the threatened ruin of large and valuable manufacturing industries; and it has been made further to appear that railroad and business interests in other parts of the State would be greatly benefited by legislation at this time; and

WHEREAS, These representations are sufficient, in my judgment, to make it my official duty to convoke the General Assembly in special session;

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Now, therefore, I, PAUL DILLINGHAM, Governor of Vermont, by virtue of the authority vested in me by the Constitution, do issue this my proclamation, convening the General Assembly in special session. And I do hereby summon the members of the Senate and House of Representatives, to meet in their respective Chambers at Montpelier, together with the officers of the two Houses, on Wednesday, the 27th day of March, A. D. 1867, at ten o'clock in the forenoon, for the purpose of such legislative action as they may think proper.

Given under my hand and the seal of this State, in Executive Chamber, at Montpelier, this fourteenth day of March, in the year of our Lord one thousand eight hundred and sixty-seven, and of the Independence of the United States the ninety-first.

PAUL DILLINGHAM.

By the Governor,

WILLIAM P. DILLINGHAM,

Secretary of Civil and Military Affairs.

Mr. Reed introduced the following resolution, which was read and adopted:

Resolved, That a committee of two senators be appointed to wait upon his Excellency, the Governor, and inform him that a quorum of the Senate has now assembled, agreeably to his proclamation, and are ready to proceed with the business of the session.

Mr. Hyde introduced the following resolution:

Resolved, That the Secretary of the Senate be directed to inform the House of Representatives, that the Senate have assembled, and are ready, on their part, to proceed with the business of the session;

Which was read and adopted.

The President appointed as the committee to wait on his Excellency, the Governor,

Senator Reed of Washington,
" Hendee of Lamoille.

Senator Reed, from the committee to wait on his Excellency, the Governor, reported that they had performed the duty assigned them, and that his Excellency would communicate a message at an early period.

The President laid before the Senate the following communication from his Excellency, the Governor:

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STATE OF VERMONT,
Executive Chamber, Montpelier, March 27, 1867.

HON. A. B. GARDNER, *President of the Senate:*

SIR: I have the honor to inform the Senate that on the 4th day of March, instant, the office of Secretary of Civil and Military Affairs became vacant by the resignation of Charles M. Gay, Esq., who had removed from the State. I have filled the vacancy by appointing William P. Dillingham Secretary of Civil and Military Affairs, for the residue of the current year.

PAUL DILLINGHAM, Governor.

Mr. Taft introduced the following resolution, which was read and adopted:

Resolved, That the rules of the last session be adopted, and the committees of the last session be appointed, as the rules and committees of the present session.

Mr. Barlow introduced a bill entitled

S. 1. An act to amend an act entitled, "An act to legalize the grand list of the town of Berkshire for the years 1864, 1865 and 1866," approved November 14, 1866;

Which was read the first and second time, and referred to the Committee on the Judiciary.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed by the House to inform the Senate that a quorum of the House has assembled, and that the House are now ready to proceed with the business of the session.

Mr. Doton introduced a bill entitled

S. 2. An act in addition to, and explanation of, certain statutes authorizing towns to aid in the construction of railroads within this State;

Which was read the first and second time, and referred to the Committee on the Judiciary.

A message was received from his Excellency, the Governor, by William P. Dillingham, Secretary of Civil and Military Affairs, as follows:

MR. PRESIDENT: I am directed by the Governor to transmit to the Senate a special message to the General Assembly.

The President presented to the Senate the message of his

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Excellency, the Governor, which was read by the Secretary, and is as follows:

Gentlemen of the Senate
and House of Representatives:

Upon representations made to me of the suffering condition in which the important business interests of the south-western portion of this State had been suddenly and unexpectedly placed, by hostile acts of certain railroad corporations of an adjoining state, and which appeared to me to demand immediate legislative relief, I have felt constrained to call you together at this time, in extra session.

I deem it my duty to make to you a brief statement of facts in relation thereto, as they have been represented to me, and on the correctness of which I have reason to rely.

It appears that connected with the Rutland and Burlington Railroad at Rutland there have been for a series of years, three railroad routes to Troy, in the state of New York, forming connections there with other railroads leading South and West; that these railroads have been, to a considerable extent, rival roads, competing with each other for the freights and travel which enter upon and pass over these from other railroads, termed *through business*, and that each of said roads depends mainly upon such through business for its support and successful operation. One of these roads, which was chartered by the name of the Western Vermont Railroad, and is now the Bennington and Rutland road, runs southerly from Rutland through the counties of Rutland and Bennington, to the west line of the state, near North Bennington, a distance of fifty-four miles, its track being thence continued by that of another railroad in the state of New York, about thirty-one miles further to Troy, the latter road being under the management of the Troy and Boston Railroad Company. There is also a branch of the Bennington and Rutland road, to Bennington, five miles in length.

Another of the rival roads, called the Rutland and Washington Railroad, runs westerly from Rutland by way of Castleton and Salem to Eagle Bridge, where it connects with the Troy and Boston Railroad, the latter road extending from thence to Troy.

The third rival road known as the Rensselaer and Saratoga road, uses the track of the last mentioned road from Rutland to Castleton, a distance of eleven miles, and from thence it runs by way of Whitehall and Saratoga Springs to Troy.

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This road is twelve miles longer than either of the other two, and does not seem to be the natural route for either travel or freight between Rutland and Troy.

The Rutland and Washington Railroad had been a competing line with the Rensselaer and Saratoga road for through business until about two years ago, when it is understood that the company owning the latter road made a purchase of the former, since which time their rivalry has ceased, and they have both been under ths direction and management, within this State as well as out of it, of the Rensselaer and Saratoga Railroad Company, a corporation existing under and by virtue of the laws of the state of New York.

The Western Vermont, now the Bennington and Rutland Railroad, was put in operation in the year 1852, and for ten years, ending the 16th of January last, had been leased to the Troy and Boston Railroad Company, and during that period had been operated by them in connection with their road from the state line to Troy, before mentioned.

The Western Vermont road had always been a rival road to the Rutland and Washington and the Rensselaer and Saratoga roads, until the month of February, 1866, when a written contract was entered into, to continue in force for ten years, between the Rensselaer and Saratoga Company and the Troy and Boston Company, by which it was agreed that no through business of any kind should be allowed to pass over the Bennington and Rutland road; the Troy and Boston Company binding itself not to deliver to or receive any through freights from said Bennington and Rutland road, and in order that passengers might be effectually prevented from traveling over the Bennington and Rutland road, it was further stipulated by the Troy and Boston Company that but one train per day each way should be run by that company to connect with the said Bennington and Rutland road, and those trains were run at such hours as would not allow travelers to connect with the trains of other roads. This arrangement for diverting the through business from the Bennington and Rutland Railroad, was carried into effect during the period of the lease of the road to the Troy and Boston Company, and said company, in case it should ever again connect with the Bennington and Rutland road is under an obligation by its contract to continue it for about nine years longer.

In the mean time two of the citizens of this State, John

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Gregory Smith and John B. Page, had become lessees of the Bennington and Rutland road, to commence at the expiration of the before mentioned lease to the Troy and Boston Company, and had made preparations for operating it, by sending engines and cars to the state line to connect with those of the Troy and Boston Company. No such connection was however made, and although the lessees are desirous of making such connection, and have applied to the managers of the Troy and Boston Company for that purpose, they utterly refuse to agree upon any terms of connection, or to run their cars to the state line; and since the said 16th of January last there has consequently been no railroad outlet to the South and West, there being a break of about five miles between the state line and Hoosick Junction, from which latter place cars are running daily to Troy, a distance of twenty-six miles. This intermediate five miles of road is stated to have been, since the 16th of January last, permanently leased to the Rensselaer and Saratoga Railroad Company, thus placing all the avenues from Rutland to the South and West under the perfect control of that corporation.

The manufacturing interests that have grown up on the line of the Bennington and Rutland Railroad are very extensive and important, probably more so than any other section of the State of equal population, embracing those of cotton and woolen in their various branches; of paper; of iron by blast and cupola furnaces; of ochre for paints; of machinery for cotton, woolen and paper mills; tanneries; establishments for making chisels, carpenters' squares, chairs, bedsteads, doors, sash, and many other articles of both wood and metals. The railroad transportation required to furnish supplies and to send to market the products of these establishments must be very great. That portion of the State is also very rich in marble and timber, many thousands of tons of each being annually sent away by railroad. If these business operations, and others connected with them, are to be permanently shut off from railroad communications with the outer world, as they are at present, it is easy to see that all must seriously suffer, and that very many of them, which can only prosper by cheap and speedy transportation, must be utterly ruined.

This appearing to be the situation of affairs in that portion of the State, and believing that every considerable portion of the State, when suffering or in danger, is entitled to the

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sympathy and protection of the residue, and that the whole State, and particularly the whole Western part of it, is deeply interested in having a free and untrammeled outlet for freight and travel to the South and West from Rutland; and feeling that any remedy for the evil complained of, in order to be effectual, must be prompt and speedy, I have felt it my duty to call you together on this occasion that you may take into consideration the whole matter, and adopt such measures in relation thereto as you shall deem right and proper.

It is understood that the excuse for breaking the railroad connection before mentioned, is founded on a complaint of the Troy and Boston Company against the proprietors (not the lessees) of the Bennington and Rutland Railroad, and that the officers of the company publicly declare that as long as the road is owned by the present proprietors no connections shall be made with it. Whether this complaint is well or ill founded, does not seem worth our while to inquire, for whatever may be its character, it is difficult to conceive how it can form any justification for inflicting indiscriminate, and perhaps irreparable, injury on an innocent public.

It is understood that the Rensselaer and Saratoga Company, owning the two rival roads from Rutland, desire to purchase the Bennington and Rutland Railroad. Such purchase would give them a monopoly of all the business and travel passing through that place to and from the South and West, and enable them to impose such terms upon it as they might choose. It is alleged that the present stoppage of the road is prompted and sustained by a desire to force a sale of it to that company. Whether it would be for the interest of the State to have all the avenues of business and travel in the hands of one corporation, and that a foreign one, may well be questioned. Since the before mentioned contract in February, 1866, by which the Bennington and Rutland road ceased to be a rival road to the Rensselaer and Saratoga road, it appears that the charges for freight on that road between Rutland and Troy have been largely increased—the increase on some portion of it exceeding ninety per cent.—thus imposing an additional burden upon all the business of the State which passes over that road to and from the North and East.

It is represented to me that the people on the line of the Bennington and Rutland road strongly distrust the inclina-

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tions of these foreign corporations to do them justice, and protest earnestly against any sale of the road to them, and certainly the facts hereinbefore stated of their efforts to make a permanent diversion of the business away from said road, and their present hostile attack upon it, do not seem calculated to inspire confidence in any future management of it by them.

To guard as far as practicable against a long continuance of the embarrassments under which the people in the South-western quarter of the State are laboring, it is proposed by them to open another outlet for the Bennington and Rutland road to the South and West, by constructing a new railroad from the vicinity of its present termination, to connect with the New York and Harlem Railroad, at Chatham Four Corners. This, it is alleged, would supply the only link that is wanting to form the shortest and most desirable railroad route between the cities of Montreal and New York, running through the whole length of our State, and furnishing our people better railroad facilities than they have ever before enjoyed.

It is represented that thorough and accurate surveys have been made of the route of this road; that it is about fifty miles in length; that its cost will not exceed $1,400,000, and that for its construction $500,000 have already been subscribed in the state of New York. In order to make up the deficiency, or a portion of it, it is understood you will be asked to confer authority on the Bennington & Rutland Railroad Company to issue bonds and mortgage its road, and on all the towns interested to lend their pecuniary aid towards its construction.

The action of the Troy and Boston Company, in suddenly refusing to run their cars to connect with a road with which it had uninterruptedly connected for fifteen years, thereby inflicting great and certain injury on the public, is a rare occurrence in railroad history, and ought not to be allowed to be repeated, if in the power of the Legislature to prevent it. I suggest for your consideration whether a remedy might not be provided, by making corporations responsible for injuries occasioned by acts of this description. Both the Rensselaer and Saratoga and the Troy and Boston Railroad Companies operate roads of some extent within this State, and in doing so have the benefit of our laws for protection. If these corporations, by their control of these northern roads without the State, combine and confederate together

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to inflict irreparable injuries upon our citizens, it would seem that such acts might not be beyond the reach of legislative remedy.

I am not informed of any other considerable interest of our people that is likely to suffer for want of speedy legislation, and therefore omit calling your attention to other subjects.

PAUL DILLINGHAM.

EXECUTIVE CHAMBER,
Montpelier, March 27, 1867.

On motion of Mr. Dorr, the message was

Ordered to lie, and the Secretary directed to procure the printing of five hundred copies for the use of the Senate.

Mr. Baker introduced a bill entitled

S. 4. An act ceding to the United States exclusive jurisdiction over sites for custom houses;

Which was read the first and second time.

Mr. Hendee moved to amend, by adding the following section:

Sec. 14. This act shall take effect from its passage;

Which was agreed to; whereupon the bill was read the third time and passed, under a suspension of the rules.

The President laid before the Senate a communication from his Excellency, the Governor, requesting him to present the memorial of H. Burden and Sons, praying for a charter of railroad from some point on the West line of the State, to their ore beds in South-western Vermont.

The memorial was read, and referred to the Committee on Roads.

On motion of Mr. Taft, the Senate adjourned.

AFTERNOON.

Mr. Dorr introduced a bill entitled

S. 4. An act to incorporate the People's Gas Light Company of Rutland;

Which was read the first time.

Pending the question on the second reading of the bill, Mr. Barstow moved that the bill be indefinitely postponed;

Which was decided in the negative—yeas 3, nays 23.

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Mr. Barstow having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Barstow,	Kellogg,	Orcutt—3.

Those senators who voted in the negative are Messrs.

Baker,	Harlow,	Porter,
Barlow,	Hendee,	Reed,
Barrett,	Henry,	Sanborn,
Clapp,	Hill,	Skinner,
Cochran,	Howe,	Smith,
Dorr,	Hyde,	Soule,
Doton,	Ide,	Taft—23.
Goodhue,	Martin,	

So the bill was not indefinitely postponed. Whereupon the bill was read the second time.

Pending the reference of the bill, on motion of Mr. Dorr, the bill was read the third time and passed, under a suspension of the rules.

Mr. Reed, from the Committee on the Judiciary to whom was referred a bill entitled

S. 2. An act in addition to, and explanation of certain statutes, authorizing towns to aid in the construction of railroads within this State;

Reported in favor of its passage; whereupon, on motion of Mr. Reed, the bill was read the third time and passed, under a suspension of the rules.

Mr. Hyde introduced a bill entitled

S. 5. An act to incorporate the Rutland Railroad Company;

Which was read the first and second time.

Pending the reference of the bill, Mr. Martin moved that the Senate resolve itself into a committee of the whole for its consideration;

Which was disagreed to; whereupon the bill was referred to the Committee on Roads.

Mr. Porter introduced a bill entitled

S. 6. An act to provide a workshop for the Vermont Reform School;

Which was read the first and second time, and referred to the General Committee.

On motion of Mr. Howe, the Senate took a recess for thirty minutes.

At the expiration of the recess, the President resumed the chair.

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Mr. Skinner, from the General Committee to whom was referred a bill entitled

S. 6. An act to provide a workshop for the Vermont Reform School;

Reported the same, recommending that the bill be amended, in section one, line one, by striking out the words "four thousand," before the word "dollars," and inserting in lieu thereof the words, *three thousand*,

Which was agreed to; and, on motion, the bill was read the third time and passed, under a suspension of the rules.

Mr. Taft introduced a bill entitled

S. 7. An act to establish and enlarge the bounds of the Rutland graded school district;

Which was read the first and second time, and referred to the Committee on Education.

Mr. Taft, from the Committee on the Judiciary to whom was referred a bill entitled

S. 1. An act to amend an act entitled "An act to legalize the grand lists of the town of Berkshire for the years 1864, 1865, and 1866," approved November 14, 1866;

Reported in favor of its passage; and on motion of Mr. Barlow, the bill was

Ordered to lie.

Mr. Martin, from the Committee on Roads to whom was referred a bill entitled

S. 5. An act to incorporate the Rutland Railroad Company;

Reported the same, recommending that the bill be amended by adding an additional section as follows:

This act shall be subject to the action of any future legislature to amend, alter or repeal, as the public good may require;

Which was agreed to; and, on motion of Mr. Hyde, was read the third time by its title, and passed, under a suspension of the rules.

Mr. Hyde introduced a bill entitled

S. 8. An act to authorize the towns therein named to raise money for building a railroad;

Which was read the first and second time, and referred to the Committee on the Judiciary.

Mr. Hendee offered the following resolution:

Resolved, by the Senate now in session, That no bill shall

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be introduced in the Senate after four and one-half o'clock this afternoon, March 27, 1867, unless by unanimous consent of the Senate;

Which was read and adopted.

Mr. Taft introduced a joint resolution, as follows:

Resolved by the Senate and House of Representatives, That the President of the Senate and Speaker of the House of Representatives declare their respective Houses adjourned without day, on Friday, the 29th instant, at eight o'clock in the forenoon;

Which was read, and adopted on the part of the Senate.

On motion of Mr. Taft, the Senate adjourned.

THURSDAY, MARCH 28, 1867.

Prayer by Rev. Leonard Tenney, of Thetford.

Journal of yesterday was read and approved.

Mr. Taft introduced the following resolution, which was read and adopted:

Resolved, That the Secretary of the Senate be directed to request the House of Representatives to return to the possession of the Senate a bill entitled

S. 5. An act to incorporate the Rutland Railroad Company.

Mr. Root introduced a bill entitled

S. 9. An act to incorporate the Bennington Gas Light Company;

Which was read the first and second time, and, on motion of Mr. Cochran, the bill was read the third time and passed, under a suspension of the rules.

A message was received from his Excellency, the Governor, by William P. Dillingham, Secretary of Civil and Military Affairs, as follows:

Mr. President: I am directed by the Governor to inform the Senate, that he has this day approved and signed a bill, originating in the Senate, of the following title, viz:

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S. 5. An act to incorporate the Rutland Railroad Company.

Mr. Hendee moved that the resolution limiting the introduction of bills be reconsidered;

Which was agreed to—yeas 21, nays 7.

Mr. Taft having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Baker,	Hendee,	Porter,
Barrett,	Henry,	Reed,
Barstow,	Hill,	Root,
Clapp,	Ide,	Sanborn,
Cochran,	Lane,	Skinner,
Dale,	Martin,	Smith,
Harlow,	Orcutt,	Taft—21.

Those senators who voted in the negative are Messrs.

Barlow,	Goodhue,	Hyde,
Dorr,	Howe.	Soule—7.
Doton,		

So the resolution was reconsidered, and, on motion of Mr. Hendee, was

Ordered to lie.

A message was received from the House of Representatives by Mr. Flagg, their Clerk, as follows:

Mr. President: I am directed to inform the Senate that the House have considered Senate bills entitled

S. 2. An act in addition to, and explanation of, certain statutes, authorizing towns to aid in the construction of railroads within this State;

S. 3. An act ceding to the United States exclusive jurisdiction over site for custom-house;

S. 5. An act to incorporate the Rutland Railroad Company;

And have passed the same in concurrence.

The House have considered Senate bill entitled

S. 4. An act to incorporate the People's Gas Light Company of Rutland;

And have passed the same in concurrence, with a proposal of amendment,

In the adoption of which the concurrence of the Senate is requested.

The House have passed bills of the following titles:

H. 2. An act to enable the towns therein mentioned to aid in obtaining necessary railroad communications;

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H. 4. An act to enable the towns therein named to aid in the construction of the Montpelier & St. Johnsbury and the Essex County railroads;

H. 5. An act to enable the Bennington and Rutland Railroad Company to aid in obtaining necessary railroad connections;

H. 6. An act to prevent the destruction of fish by the use of pounds, or by the setting of nets;

In the passage of which the concurrence of the Senate is requested.

The House have adopted, on their part, a joint resolution concerning the control by foreign corporations of railroads in Vermont; also

A joint resolution relating to joint rules and joint standing committees of the present session,

In the adoption of which the concurrence of the Senate is requested.

Mr. Taft introduced a bill entitled

S. 10. An act to repeal an act entitled "An act to incorporate the Rutland Railroad Company";

Which was read the first and second time, and referred to the Committee on Roads.

Mr. Reed introduced a bill entitled

S. 11. An act to incorporate the Northern Telegraph Company;

Which was read the first and second time, and referred to the General Committee.

Joint resolution from the House of Representatives:

Resolved by the Senate and House of Representatives, That the joint rules and joint standing committees of the last session, be adopted as the joint rules and joint standing committees of the present session;

Which was read, and adopted in concurrence.

A joint resolution from the House of Representatives:

WHEREAS, The control by foreign corporations of the railroad facilities of this State has become a subject of grave practical importance; and

WHEREAS, Serious complaints have been brought to the attention of the Legislature against the conduct of such corporations engaged in the management of Vermont roads; and

WHEREAS, No disposition of these public works ought to be allowed, which impairs the paramount right of the

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people of the State to the just and reasonable use thereof; therefore,

Resolved by the Senate and House of Representatives, That the Governor be requested to appoint three commissioners, whose duty it shall be to consider this subject, and to inquire into the grievances alleged to have been sustained, with power to send for persons and papers; and to report to the next annual session of the Legislature, whether any, and what, additional legislation in the premises is necessary; and to prepare any bill on the subject which they may think proper to recommend;

Which was read, and adopted in concurrence.

Engrossed bill entitled

S. 4. An act to incorporate the People's Gas Light Company of Rutland;

Having been returned from the House of Representatives with a proposal of amendment, was taken up. The House propose to amend by adding a section as follows:

Sec. —. An act entitled "An act to incorporate the Rutland Gas Light Company," approved Nov. 25, 1858, is hereby repealed, provided that the Rutland Gas Light Company fail or neglect to supply the people of the village of Rutland with gas for four months from the date of the approval of this act;

Which was disagreed to.

House bills of the following titles were severally read the first and second time, and referred, viz:

H. 2. An act to enable the towns therein mentioned to aid in obtaining necessary railroad communications;

H. 4. An act to enable the towns therein named to aid in the construction of the Montpelier & St. Johnsbury and the Essex County railroads;

H. 5. An act to enable the Bennington & Rutland Railroad Company to aid in obtaining necessary railroad connections;

To the Committee on the Judiciary.

Mr. Dorr, from the Committee on Education to whom was referred a bill entitled

S. 7. An act to establish and enlarge the powers of the Rutland Graded School District;

Reported the same, recommending a substitute bill, which was agreed to.

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A bill entitled

S. 12. An act to establish and enlarge the powers of the Rutland Graded School District;

Was read the first and second time, and, on motion of Mr. Dorr, was read the third time and passed, under a suspension of the rules.

Mr. Hendee introduced a bill entitled

S. 13. An act to incorporate the American Hone and Box Company;

Which was read the first and second time, and, on motion of Mr. Hendee, was read the third time and passed, under a suspension of the rules.

Mr. Doton introduced a bill entitled

S. 14. An act for re-building the jail in Windsor county;

Which was read the first and second time, and, on motion of Mr. Reed, was referred to a select committee, consisting of the senators from the county of Windsor.

Mr. Taft introduced a joint resolution relative to furnishing by the Governor of a certificate of honor to each returned soldier of the Vermont regiments;

Which was read and referred to the Committee on Military Affairs.

On motion of Mr. Root, the Senate adjourned.

AFTERNOON.

Mr. Martin, from the Committee on Roads to whom was referred a bill entitled

S. 10. An act to repeal an act to incorporate the Rutland Railroad Company;

Reported adversely to its passage. The question being, Shall the bill be engrossed and read the third time? it was decided in the negative—yeas 3, nays 26.

Mr. Taft having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Barstow,	Hill,	Taft—3.

Those senators who voted in negative are Messrs.

Baker,	Barrett,	Cochran,
Barlow,	Clapp,	Dale,

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Dorr,	Hyde,	Reed,
Doton,	Ide,	Root,
Goodhue,	Kellogg,	Sanborn,
Harlow,	Lane,	Skinner,
Hendee,	Martin,	Smith,
Henry,	Orcutt,	Soule—26.
Howe,	Porter,	

So the engrossment and third reading of said bill was refused.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 6. An act to prevent the destruction of fish by the use of pounds, or by the setting of nets;

Reported in favor of its passage; thereupon the bill was read the third time and passed in concurrence, under a suspension of the rules.

Mr. Skinner, from the General Committee to whom was referred a bill entitled

S. 11. An act to incorporate the Northern Telegraph Company;

Reported adversely to its passage, no notice having been given, as the Statutes require.

Mr. Reed raised the point of order, that the bill was not of the class referred to by the Statutes; thereupon the bill was

Ordered to be engrossed and read the third time.

A message was received from the House of Representatives, by Mr. Clarke, their Assistant Clerk, as follows:

Mr. President: I am directed to inform the Senate that the House have considered a joint resolution from the Senate relating to final adjournment;

And have adopted the same in concurrence.

The House have considered Senate bill entitled

S. 9. An act to incorporate the Bennington Gas Light Company;

And have passed the same in concurrence.

The House have passed a bill of the following title:

H. 11. An act to provide for the expenses of the present session of the General Assembly;

In the passage of which the concurrence of the Senate is requested.

The House have receded from their proposal of amendment to Senate bill entitled

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S. 4. An act to incorporate the People's Gas Light Company of Rutland.

The House have considered Senate bill entitled

S. 13. An act to incorporate the American Hone and Box Company;

And have passed the same in concurrence.

The House have passed a bill entitled

H. 10. An act to incorporate the Cain and Drake Marble Company of Pittsford;

In the passage of which the concurrence of the Senate is requested.

House bills of the following titles were severally read the first and second time and referred, viz:

H. 10. An act to incorporate the Cain and Drake Marble Company of Pittsford;

To the General Committee.

H. 11. An act to provide for the expenses of the present session of the General Assembly;

To the Committee on Finance.

Mr. Reed, from the Committee on the Judiciary to whom was referred House bill entitled

H. 2. An act to enable the towns therein mentioned to aid in obtaining necessary railroad communications;

Reported, recommending that the Senate propose to the House to amend in section one, line two, by inserting the word *Winhall* after the word "Manchester,"

Which was agreed to, and on motion of Mr. Cochran, the bill was read the third time and passed in concurrence, under a suspension of the rules.

Mr. Dale, from the Committee on the Judiciary to whom was referred a bill entitled

S. 8. An act to authorize the towns therein mentioned to raise money for building a railroad;

Reported in favor of its passage; and on motion of Mr. Hyde, it was read the third time and passed, under a suspension of the rules.

Mr. Dale, from the Comm ittee on the Judiciary to whom was referred House bill

H. 4. An act to enable the towns therein named to aid in the construction of the Montpelier & St. Johnsbury and the Essex County railroads;

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Reported in favor of its passage. Mr. Hendee moved to propose to the House to amend, in section four, line eleven, by inserting after the words, "of each town," the words, *which bonds or notes shall be made payable within ten years;*

Which was disagreed to—yeas 5, nays 21.

Mr. Hendee having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Baker,	Kellogg,	Smith—5.
Hendee,	Porter,	

Those senators who voted in the negative are Messrs.

Barlow,	Goodhue,	Martin,
Barrett,	Henry,	Orcutt,
Clapp,	Hill,	Reed,
Cochran,	Howe,	Sanborn,
Dale,	Hyde,	Skinner,
Dorr,	Ide,	Soule,
Doton,	Lane,	Taft—21.

So the amendment was disagreed to; whereupon on motion, the bill was read the third time and passed in concurrence, under a suspension of the rules.

Mr. Skinner, from the General Committee to whom was referred House bill entitled

H. 10. An act to incorporate the Cain and Drake Marble Company of Pittsford;

Reported in favor of its passage; whereupon, on motion of Mr. Hyde, the bill was read the third time and passed in concurrence, under a suspension of the rules.

Mr. Hyde, from the Committee on Finance to whom was referred House bill entitled

H. 11. An act to provide for the expenses of the present session of the General Assembly;

Reported in favor of its passage; thereupon, on motion of Mr. Hyde, the bill was read the third time and passed in concurrence, under a suspension of the rules.

Mr. Root introduced a bill entitled

S. 15. An act authorizing the assignment of a license by Geo. F. Bailey & Co.;

Which was read the first and second time, and, on motion of Mr. Taft, was read the third time and passed, under a suspension of the rules.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

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MR. PRESIDENT: I am directed to inform the Senate that the House have considered Senate bill entitled

S. 12. An act to establish the Rutland Graded School;

And have passed the same in concurrence.

The House have considered Senate bill entitled

S. 6. An act to provide a workshop for the Vermont Reform School;

And do not concur in the passage thereof.

The House have considered Senate proposal of amendment to House bill entitled

H. 2. An act to enable the towns therein mentioned to aid in obtaining necessary railroad communications;

And have concurred therein.

The House have passed bills of the following titles:

H. 9. An act to punish breaches of the peace and unlawful combinations;

H. 7. An act to pay the Secretary and Assistant Secretary of the Senate, the Clerk and Assistant Clerks of the House of Representatives, respectively, the sums therein mentioned.

Mr. Doton, from the special committee to whom was referred a bill entitled

S. 14. An act for re-building the jail in Windsor county;

Reported in favor of its passage; which was considered, and on motion of Mr. Barlow,

Ordered to lie.

Engrossed bill entitled

S. 11. An act to incorporate the Northern Telegraph Company;

Was read the third time and passed.

A message was received from his Excellency, the Governor, by Mr. Dillingham, Secretary of Civil and Military Affairs, as follows:

MR. PRESIDENT: I am directed by the Governor to inform the Senate that he has this day approved and signed bills, originating in the Senate, of the following titles, viz:

S. 2. An act in addition to, and explanation of certain statutes authorizing towns to aid in the construction of railroads within this State;

S. 3. An act ceding to the United States exclusive jurisdiction over site for custom house;

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S. 4. An act to incorporate the People's Gas Light Company of Rutland;

S. 9. An act to incorporate the Bennington Gas Light Company;

S. 13. An act to incorporate the American Hone and Box Company.

House bills of the following titles were severally read the first and second time and referred, viz:

H. 7. An act to pay the Secretary and Assistant Secretary of the Senate, the Clerk and Assistant Clerks of the House of Representatives, respectively, the sums therein mentioned;

To the Committee on Finance.

H. 9. An act to punish breaches of the peace and unlawful combinations;

To the Committee on the Judiciary.

On motion of Mr. Barlow, the Senate took a recess for thirty minutes.

At the expiration of the recess the President resumed the chair.

Mr. Hyde, from the Committee on Finance to whom was referred House bill entitled

H. 7. An act to pay the Secretary and Assistant Secretary of the Senate, the Clerk and Assistant Clerks of the House of Representatives, respectively, the sums therein mentioned;

Reported in favor of its passage; whereupon, on motion of Mr. Hyde, the bill was read the third time and passed in concurrence, under a suspension of the rules.

Mr. Taft, from a majority of the Committee on the Judiciary to whom was referred House bill entitled

H. 9. An act to punish breaches of the peace and unlawful combinations;

Reported the same, recommending that the Senate propose to the House to amend, by striking out the words, "State's Prison not more than five years," in section one, and inserting the words, *county jail not more than six months;*

Which was disagreed to.

Mr. Barlow moved to strike out the word "five," before the word "years," and insert the word *one;*

Which was disagreed to—yeas 7, nays 16.

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Mr. Taft having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Barlow,	Harlow,	Ide,
Barrett,	Hendee,	Orcutt—7.
Doton,		

Those senators who voted in the negative are Messrs.

Barstow,	Howe,	Reed,
Cochran,	Hyde,	Root,
Dale,	Lane,	Sanborn,
Dorr,	Martin,	Skinner,
Goodhue,	Porter,	Taft—16.
Hill,		

Thereupon the bill was read the third time and passed, under a suspension of the rules.

Mr. Reed, from the Committee on the Judiciary to whom was referred House bill entitled

H. 5. An act to enable the Bennington & Rutland Railroad Company to aid in obtaining necessary railroad connections;

Reported in favor of its passage; whereupon, on motion of Mr. Cochran, the bill was read the third time and passed, under a suspension of the rules.

On motion of Mr. Barlow, a bill entitled

S. 14. An act for re-building the jail in Windsor county;

Was taken up. Mr. Barlow moved to indefinitely postpone;

Which was disagreed to—yeas 5, nays 18.

Mr. Reed having demanded the yeas and nays, they were taken, and are as follows:

Those senators who voted in the affirmative are Messrs.

Barlow,	Hill,	Ide—5.
Barstow,	Hyde,	

Those senators who voted in the negative are Messrs.

Baker,	Harlow,	Porter,
Barrett,	Hendee,	Reed,
Cochran,	Howe,	Root,
Dorr,	Lane,	Sanborn,
Doton,	Martin,	Skinner,
Goodhue,	Orcutt,	Taft—18.

So the bill was not indefinitely postponed; whereupon, on motion of Mr. Reed, the bill was read the third time and passed, under a suspension of the rules.

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A message was received from his Excellency, the Governor, by Mr. Dillingham, Secretary of Civil and Military Affairs, as follows:

MR. PRESIDENT: I am directed by the Governor to inform the Senate, that he has this day approved and signed bills originating in the Senate, of the following titles, viz:

S. 11. An act to incorporate the Northern Telegraph Company;

S. 12. An act to establish the Rutland Graded School.

Mr. Dorr introduced the following resolution:

Resolved, That the Secretary be directed to inform his Excellency, the Governor, and the House of Representatives, that the Senate have completed the business of the session, and are ready to adjourn without day;

Which was read, and, on motion of Mr. Hendee, was *Ordered* to lie.

Mr. Taft moved that the Senate take a recess;

Which was disagreed to.

Mr. Reed moved that when the Senate adjourn, it adjourn to meet at eight o'clock to-morrow morning;

Which was disagreed to.

On motion of Mr. Dorr, the resolution to inform the Governor and House of Representatives of the completion of the business of the session, was taken up and adopted.

A message was received from the House of Representatives, by Mr. Hartshorn, their Assistant Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate that the House have considered Senate bill entitled

S. 11. An act to incorporate the Northern Telegraph Company;

And have passed the same in concurrence.

The House have also considered Senate bill entitled

S. 15. An act authorizing the assignment of a license by Geo. F. Bailey & Co.;

And do not concur in the passage thereof.

A message was received from the House of Representatives, by Mr. Flagg, their Clerk, as follows:

MR. PRESIDENT: I am directed to inform the Senate, that the Governor has informed the House, that he has approved and signed bills, originating in the House, of the following titles, viz:

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H. 2. An act to enable the towns therein mentioned to aid in obtaining necessary railroad communications;

H. 4. An act to enable the towns therein named to aid in the construction of the Montpelier & St. Johnsbury and the Essex County railroads;

H. 5. An act to enable the Bennington & Rutland Railroad Company to aid in obtaining necessary railroad connections;

H. 6. An act to prevent the destruction of fish by the use of pounds or by the setting of nets;

H. 7. An act to pay the Secretary and Assistant Secretary of the Senate, and the Clerk and Assistant Clerks of the House of Representatives, respectively, the sums therein mentioned;

H. 10. An act to incorporate the Cain and Drake Marble Company of Pittsford;

H. 11. An act to provide for the expenses of the present session of the General Assembly;

H. 9. An act to punish breaches of the peace, and unlawful combinations.

I am also directed to inform the Senate, that the House of Representatives have, on their part, completed the business of the session, and are ready to adjourn without day.

The Secretary of the Senate reported that he had waited upon his Excellency, the Governor, and informed him that the Senate had completed the business of the session, and that his Excellency would immediately communicate with the Senate.

A message was received from his Excellency, the Governor, by William P. Dillingham, Secretary of Civil and Military Affairs, as follows:

Mr. President: I am directed by the Governor to inform the Senate, that he has no further communication to make.

On motion of Mr. Hendee, the Senate adjourned.

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FRIDAY, MARCH 29, 1867.

The President declared the Senate adjourned without day.

HENRY CLARK,
Secretary of the Senate.

I hereby certify that the foregoing is a true copy of the proceedings of the Senate of Vermont, at the Special Session of the General Assembly of Vermont, held March twenty-seventh, twenty-eighth and twenty-ninth, in the year of our Lord one thousand eight hundred and sixty-seven.

HENRY CLARK,
Secretary of the Senate.

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57. An act to amend an act entitled, "An act incorporating and establishing the Norwich University at Norwich, Windsor county," 96, 109, 124, 160, 185, 197.
58. An act to continue and regulate the pay of grand and petit jurors, 99, 102.
59. An act in addition to section seven of chapter twenty-two of the General Statutes, relating to text-books prescribed for use in the district schools of this State, 102, 109, 210.
60. An act to amend section thirty-nine of chapter one hundred and twenty-six of the General Statutes, in relation to the fees of grand and petit jurors before the county court, 102, 110.
61. An act in relation to jailors' fees, 105, 111.
62. An act to incorporate the Woodstock Academy of Natural Science, 105, 109, 124, 149, 185, 197.
63. An act fixing the salaries of Judges of the Supreme Court, 105, 109, 134, 137, 204, 219, 224.
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65. An act to incorporate the New York, New England and Montreal Express Company, 106, 147, 185, 257, 259, 262, 281.
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67. An act in relation to chattel mortgages, 124.
68. An act in relation to the election of a member of Congress from the third congressional district, 114, 116, 122, 123.
69. An act to amend chapter twenty, section forty-six, of the General Statutes, in relation to Commissioner of the Insane, 114, 120, 123, 134, 137, 201, 205, 238, 250.
70. An act to incorporate the Northfield Slate and Tile Company, 115, 132, 137, 160, 185, 197.
71. An act in addition to section fifteen of chapter one of the General Statutes, entitled "Of elections," 115, 120, 124, 195, 205, 269.
72. An act to protect the rights of married women, 119, 120, 124 140, 190, 232, 238.
73. An act to pay Joseph P. Lamson the sum therein mentioned, 119, 155.
74. An act in amendment of section seven, chapter twenty-two, of the General Statutes, relating to common schools and school laws, providing for a uniform system of school books, 123, 136, 258.
75. An act to amend an act entitled "An act to amend an act to incorporate the Village of Rutland, approved November 15, 1847," approved November 9, 1865, 123, 176, 198, 204, 251, 271, 281.
76. An act to incorporate the Brandon Reservoir Company, 132, 148, 164, 201, 232, 238.
77. An act to pay certain state officers, 133, 155, 174, 220, 238, 250.
78. An act amending "An act to incorporate the Vermont State Agricultural Society," approved November 18, 1866, 135, 159, 174, 251, 271, 282.
79. An act to enable certain towns to establish central schools, 135, 140, 144, 162, 169, 187, 198, 268.

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80. An act to provide for the repair of highways, 135, 140, 144, 159, 166, 182, 183, 184, 240, 241, 262, 281.
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82. An act in amendment of section one of chapter twenty-two of the General Statutes, and relating to the Board of Education, 143, 146, 154, 167, 198, 199, 240, 241, 260, 264, 268, 271, 272, 282.
83. An act relating to the statute of limitations, and in amendment of chapter sixty-three of the General Statutes, 143, 146, 153, 217, 250.
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85. An act to incorporate the Union Hook and Ladder Company No. 1, at Rutland, 144, 175, 198, 228, 262, 281.
86. An act relating to the collection and payment of town taxes, 144, 146, 153, 171, 198, 228, 262, 281.
87. An act to incorporate the East Dorset Cemetery Association, 144, 198, 220, 238, 250.
88. An act relating to the times of holding the Supreme Court in the county of Windsor, and in amendment of section seven of chapter thirty of the General Statutes, 144, 145, 157, 220, 238, 250.
89. An act ceding to the United States exclusive jurisdiction over sites for custom houses, 145, 147, 154, 169, 186, 257, 262, 281.
90. An act providing that towns may elect a collector of taxes, 147, 163, 165, 174, 198, 240, 262, 281.
91. An act relating to the payment to the State treasury of non-resident State taxes, and in amendment of section twenty-four, chapter eighty-four, of the General Statutes, 147, 163, 214.
92. An act in addition to chapter seventy-nine of the General Statutes, entitled "Of money of account and interest," 148, 163, 166, 206, 219, 228, 243, 269, 270, 271, 282.
93. An act to amend an act, approved November 21, 1864, entitled "An act to provide for the repairs of houses of public worship," 148, 163, 166, 214, 225, 251, 262, 281.
94. An act to legalize the grand list of the town of Cornwall for the year 1866, 152, 208, 219, 251, 262, 280.
95. An act in addition to chapter eighty-one of the General Statutes, entitled "Of the grand list," 153, 163, 166, 203, 216, 225.
96. An act to repeal certain sections of chapter eighty-seven of the General Statutes, relating to insurance companies, 153, 161, 215.
97. An act relating to the printing of the grand list, 153, 163, 166, 175, 195, 228, 281.
98. An act relating to the times of holding the county courts in Orleans county, 162, 186, 252.
99. An act relating to the sale of real estate, including the homestead, by guardians of insane persons, and in amendment of chapter sixty-eight of the General Statutes, 165, 180, 214, 225, 258.
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101. An act to provide for the printing of the Directory of the General Assembly, 169, 188, 198, 220, 238, 250.

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105. An act to amend section one of an act entitled "An act to authorize the town of Woodstock to raise money to build a railroad, 177, 206, 219, 236, 281.
106. An act in amendment of section two, chapter one hundred twenty-three, of the General Statutes, relating to the appointment of a Superintendent of the State Prison, 177, 184, 187, 217, 226, 269.
107. An act in relation to alien stockholders in railroad corporations in this State, 181, 182, 265.
108. An act assessing a tax on the county of Washington, 182, 203, 216, 257, 262, 281.
109. An act relating to the appointment of commissioners and appraisers on the estates of deceased persons, 184, 187, 198, 214, 226, 252.
110. An act relating to the repairs of dams or ponds of water, 188, 205, 214, 243.
111. An act to incorporate the Monkton Kaolin Company, 191, 208, 226, 251, 262, 280.
112. An act to amend an act entitled "An act to incorporate the Brooksville Edge Tool Company," approved October 24, 1861, 192, 200, 226, 251, 262, 280.
113. An act to legalize the grand list of Jamaica, 204, 217, 226, 251, 262, 280.
114. An act to provide for the expenses of the Judges of the Supreme Court, 210, 230, 265.
115. An act in addition to section seven of chapter twenty-two of the General Statutes, relating to text-books prescribed for use in the district schools of this State, 210, 234, 244, 245, 257, 262, 281.
116. An act to incorporate the Warren Gold Mining Company, 212, 233, 264, 272, 280, 282.
117. An act to incorporate the Craftsbury Mill Company, 213, 232, 264, 272, 280, 282.
118. An act in addition to an act entitled, "An act for the relief of school district number four, in St. Albans," 221, 243, 259, 275, 280, 282.
119. An act to change the name of the Sheldon and Slason Marble Company, 258, 272, 280, 282.

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1. An act to amend an act, entitled "An act to legalize the grand list of the town of Berkshire, for the years 1864, 1865 and 1866," approved November 14, 1866, 260, 368.
2. An act in addition to, and explanation of certain statutes authorizing towns to aid in the construction of railroads within this State, 360, 367, 370, 377.
3. An act ceding to the United States exclusive jurisdiction over sites for custom houses, 366, 370, 377.

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4. An act to incorporate the People's Gas Light Company of Rutland, 366, 370, 372, 375, 378.
5. An act to incorporate the Rutland Railroad Company, 367, 368, 369, 370.
6. An act to provide a workshop for the Vermont Reform School, 367, 368, 377.
7. An act to establish and enlarge the bounds of the Rutland Graded School District, 368, 372.
8. An act to authorize the towns therein mentioned to raise money for building a railroad, 368, 375.
9. An act to incorporate the Bennington Gas Light Company, 369, 374, 378.
10. An act to repeal an act entitled, "An act to incorporate the Rutland Railroad Company," 371, 373.
11. An act to incorporate the Northern Telegraph Company, 371, 374, 377, 380.
12. An act to establish and enlarge the powers of the Rutland Graded School District, 373, 377, 380.
13. An act to incorporate the American Hone and Box Company, 373, 375, 378.
14. An act for re-building the jail in Windsor county, 373, 377, 379.
15. An act to authorize the assignment of a license by Geo. F. Bailey & Co., 376, 380.

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3. An act to legalize the grand list of the town of Hardwick for the year 1864, 87, 102, 123, 154, 196, 239.
4. An act to incorporate the Cambridge Mount Mansfield Turnpike Road Company, 89, 90, 94, 116.
5. An act to legalize the action of the selectmen of Cavendish, 74, 75, 94, 116.
6. An act in amendment of an act entitled "An act to incorporate the Essex County Railroad Company," approved November 1, 1864, 96, 97, 107, 141.
7. An act to incorporate the Northfield South Village Slate and Tile Company, 67, 68, 81, 103.
9. An act in amendment of section nine, chapter twenty-two, of the General Statutes, 103, 118, 132, 194.
10. An act to legalize the grand list for the town of Benson for the year 1866, 65, 92, 116.
12. An act to legalize the grand list of the town of Chittenden for the year 1866, 65, 67.
13. An act to incorporate the Altimont Cornet Band, 74, 75, 88, 116.
15. An act in amendment of section fourteen, chapter twenty-two, of the General Statutes, 89, 91, 100, 130.
17. An act to incorporate the Peru Boot and Shoe Company, 89, 91, 95, 130, 141.
18. An act in addition to an act incorporating the Poultney Cemetery Association, 100, 103, 108, 141.
19. An act for the preservation of shad and white fish in Lake Champlain and its tributaries, 62, 66, 74, 103.
20. An act to change the name of Permilla Lucy Wood, to Permilla Lucy Potter, 167, 171.
22. An act to incorporate the West Rupert Dairy Association, 65, 80, 103.

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23. An act in amendment of sections thirty-three and thirty-five of chapter seventy-two of the General Statutes, 101, 104, 132, 138, 194.
24. An act to amend an act entitled, "An act to incorporate the Vermont and New York Railroad Company," approved November 2, 1865, 74, 75, 83, 275.
25. An act to legalize the grand list of the town of Berkshire for the years 1864, 1865 and 1866, 90, 91, 161, 181, 186, 227.
26. An act in amendment of section forty-four, chapter one hundred and twenty-six, of the General Statutes, relating to jailors' fees, 207, 217, 256.
32. An act in addition to the twenty-second chapter of the General Statutes, 95, 97, 109, 120, 141.
33. An act changing the name of Alva Wiswell Hogaboom, and constituting him heir-at-law of Lewis A. Davis and Lorian Davis, 167, 171.
34. An act to amend an act entitled "An act to protect fish in Otter Creek," approved November 9, 1865, 80, 81, 101, 130.
36. An act laying a tax on Orange county, 125, 128, 139, 194.
39. An act to incorporate the Bennington Water Power Company, 95, 98, 108, 141.
41. An act for the preservation of the records and files pertaining to the war of 1861, for the preservation of the Union, 80, 81, 87, 93, 116.
42. An act to protect fish in Suke's pond, 179, 182, 219, 240, 262.
43. An act to protect fish in Hall's pond, 89, 91, 101, 130.
46. An act to change the name of Willis Peavey, and constitute him heir-at-law of Daniel W. Chaffee and Susan H. Chaffee, 167, 171.
47. An act for the preservation of fish in Hinesburgh pond, 89, 91, 101, 130.
48. An act to amend section four of chapter nine of the General Statutes, relating to the reports of certain officers, 201, 230.
49. An act to incorporate the Rutland Missionary Association, 95, 103, 118, 119, 130, 141.
51. An act in amendment of section seventeen of chapter one hundred and twenty-six of the General Statutes, relating to fees of members of the General Assembly, 240, 241, 253, 261, 264, 272, 276.
52. An act in addition to chapter twenty-eight of the General Statutes, relating to railroads and railroad corporations, 103, 104, 159, 186, 200, 227.
53. An act in relation to the qualification of voters, 111, 112, 120, 138, 194.
56. An act to incorporate the Weathersfield and Claremont Railroad Company, 125, 128, 146, 194.
57. An act to incorporate the Morgan Academy, 126, 128, 140, 194.
58. An act to amend section one and section seven of an act incorporating the inhabitants of the first school district of Rockingham, for the purposes therein mentioned, 101, 104, 133, 194.
59. An act to incorporate the Randolph Hotel Company, 89, 91, 101, 111, 130, 141.
61. An act to incorporate the Rochester Academy, 101, 104, 110, 141.
66. An act to incorporate the Fairhaven Slate and Marble Company, 89, 91, 97, 130.

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68. An act to incorporate the Hinesburgh Cornet Band, 98, 103, 118, 141.
69. An act to incorporate the Plymouth Gold Mining Company, 89, 91, 101, 111, 141.
70. An act to change the name of John O'Brien, 167, 171.
71. An act to extend an act to authorize the removal of obstructions from the Passumpsic river, 126, 128, 146, 194.
72. An act to legalize the grand lists for the town of Granville for the years 1864, 1865 and 1866, 95, 98, 149, 208, 256.
73. An act to legalize the vote of the town meeting of Shoreham, relative to bounties, held March 7, 1865, 126, 128, 215, 228, 256.
75. An act in amendment of section sixteen, chapter eighty-three, of the General Statutes, entitled "Grand list," 135, 136, 208.
76. An act to legalize the grand lists of the town of Greensboro, 95, 98, 178, 193, 239.
77. An act to legalize the grand list of the town of Chittenden for the year 1866, 95, 98, 145, 160, 209.
79. An act laying a tax on the county of Grand Isle, 95, 98, 130, 141.
82. An act to incorporate the Passumpsic River and Island Pond Railroad Company, 96, 103, 110, 125, 141.
83. An act to incorporate the Manchester Manufacturing Company, 96, 101, 118, 130, 141.
84. An act to pay certain State officers, 156, 158, 166, 209.
86. An act in amendment of section two of chapter one hundred and eighteen of the General Statutes, relating to offenses against public health, 156, 158, 188, 239.
87. An act granting a ferry to Moses Knowlton, 89, 90, 94, 130.
88. An act to incorporate the Prospect Hill Aqueduct Company, 167, 173, 180, 227.
89. An act in amendment to an act entitled, "An act to incorporate the village of Fairhaven," 167, 173, 189, 227.
90. An act in amendment of an act, approved October 27, 1865, entitled, "An act to continue and regulate the pay of grand and petit jurors," 116, 119.
91. An act construing section five of chapter sixty-eight of the General Statutes, in relation to estates of homestead, 116, 119, 145, 194.
93. An act altering the name of Walter Herbert Dunmore, 167.
94. An act to legalize the grand list of the town of Woodbury for the year 1866, 126, 128, 161, 209.
95. An act to incorporate the Starksboro Copper Mining Company, 167, 173, 189, 227.
96. An act in addition to chapter seventy-two of the General Statutes, in relation to guardians and wards, 259.
97. An act to authorize the removal of obstructions from Onion river and its tributaries, 263, 271, 277.
98. An act in addition to chapter seventy of the General Statutes, relating to divorce, 141, 142, 249, 279.
99. An act to incorporate the Valley Cheese Manufacturing Company of Hinesburgh, 167, 215, 256.
100. An act in addition to section twenty-five of chapter thirty-three of the General Statutes of Vermont, relating to the attachment of property by copy, 138, 132, 159, 178, 209.

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103. An act to incorporate the Sudbury Marble Company, 101, 103, 113, 130, 141.
105. An act to incorporate the American Marble Company, 126, 128, 142, 194.
106. An act to legalize the grand list of the town of Morgan for the years 1865 and 1866, 126, 128, 179, 193, 239, 275.
107. An act to provide for the restoration and preservation of fish in the State of Vermont, 168, 171, 172, 201, 207, 231, 232, 234, 253.
113. An act in amendment of section one of an act entitled, "An act to incorporate the Newbury Medicinal Spring Company," approved November 11, 1862, 126, 199, 220, 239.
115. An act to incorporate Springfield Village, 179, 182, 213, 256.
116. An act to incorporate the Burlington District Educational Aid Society, 111, 113, 120, 141.
117. An act in amendment of sections two and three of chapter seventeen of the General Statutes, relating to registry and returns of births, marriages and deaths, 130, 134, 158, 170, 172, 220, 239.
119. An act to amend an act entitled "An act to amend an act to incorporate the village of Rutland," approved November 9, 1865, 126, 128, 140, 147, 194.
120. An act to incorporate the Montpelier & St. Johnsbury Railroad Company, 156, 158, 199, 239.
121. An act for the relief of Charles W. Bickford, 130, 133, 140, 194.
122. An act in relation to the qualification of voters, 149, 190, 203, 208, 221, 227, 229, 233, 253, 275.
123. An act to provide water for the State House, 111, 113, 115, 257, 258, 265.
124. An act relating to the right of flowage, 235, 236, 244, 266.
125. An act in amendment of sections one and six of chapter twenty-two of the General Statutes, entitled "Of common schools and school laws," 221, 243.
126. An act for the preservation of fish in the waters therein named, 156, 158, 172, 201, 209.
128. An act laying a tax on Caledonia County, 168, 173, 189, 227.
130. An act to legalize the grand list of the town of Sunderland, 126, 128, 188, 200, 227.
131. An act to incorporate the Weston Boot and Shoe Manufacturing Company, 126, 128, 142, 194.
134. An act regulating the fees of persons acting under the authority of the probate court, and in amendment of section fifty of chapter one hundred and twenty-six of the General Statutes, 141, 142, 147, 194.
135. An act to pay James A. Pollard the sum therein mentioned, 168, 173, 272.
136. An act to protect the fish in Hall's pond in Newbury, 156, 158, 170, 227.
137. An act to change the name of Harriett Skinner to Harriett Gladding, 168, 172.
139. An act to authorize the listers of the town of Fletcher to correct the list of said town for the year 1866, and to legalize the taxes assessed on the list of said town for the years 1865 and 1866, 126, 128, 144, 195.

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142. An act to incorporate the Weston Hotel Company, 126, 128, 149, 209.
143. An act directing listers to notify persons when assessed for money on hand, debts due, stock in trade or manufactures, 228, 230, 248, 249, 259.
144. An act in relation to powers and duties of high bailiffs, 142, 155.
145. An act to authorize the town of Sharon to purchase the water privilege and dam across White river, or aid in completing the dam, 142, 155, 209.
148. An act to incorporate the Powers Marble Company, 130, 133, 139, 195.
149. An act to legalize certain proceedings of the town of Essex, 168, 173, 208, 256.
151. An act to incorporate the Leicester Marble Company, 130, 133, 138, 195.
152. An act to amend section fifty of chapter eighty-three of the General Statutes, in relation to the grand list, 228, 230, 247, 248.
154. An act instructing the Committee to make up the Grand List, to correct the grand list of the county of Washington for the year 1865, and for other purposes, 121, 122, 124, 195.
155. An act constituting Henry Clinton Conant heir of Henry C. and Huldah P. Hunt, 168, 173, 180, 227.
156. An act to incorporate the Granville Vermont Lumber Company, 179, 183, 202, 239.
158. An act to incorporate the Village of Winooski, 246, 247, 250, 275.
159. An act changing the name of George Orville Foskett to George Orville Ford, 172.
160. An act to incorporate the Allen Kerosene Oil Safe Company, 168, 173, 178, 200, 227.
162. An act to incorporate the American Slate Company, 156, 158, 170, 209.
166. An act to amend section twelve of chapter sixteen of the General Statutes, relating to fire districts, 226, 230, 239, 267.
167. An act to amend section forty of chapter twenty-two of the General Statutes, relating to the providing of district schools in certain cases, 190, 193, 218, 240, 263.
168. An act to incorporate the Eureka Marble Company, 156, 158, 170, 209.
169. An act to incorporate the Rutland County Peat Company, 156, 158, 163, 209.
171. An act to incorporate the Vermont State Eclectic Medical Society, 135, 136, 147, 195.
173. An act to incorporate the Northfield Hotel Company, 156, 158, 173, 227, 239.
174. An act directing the sentence of prisoners to be so regulated as to bring their discharge in the summer, 195, 196, 215.
176. An act changing the name of Myrtie May Naylor to Myrtie May Fletcher, 168, 172.
177. An act amending section sixty-five of chapter twenty-four of the General Statutes, relating to laying out and discontinuing highways and bridges, 179, 183, 200, 213, 256.

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178. An act in amendment of an act entitled, "An act to incorporate the Dellwood Cemetery Association at Manchester," 168, 173, 182, 227.
179. An act in addition to an act to incorporate the University of Vermont and State Agricultural College, approved November 9, 1865, 179, 183, 202, 220, 236.
180. An act to incorporate the Excelsior Marble Company, 157, 158, 170, 209.
181. An act to incorporate the West Rutland Centre School, 201, 207, 217, 267.
183. An act to incorporate the Sharon Mill Company, 157, 158, 176, 227.
184. An act changing the corporate name of Troy Conference Academy, 157, 158, 167, 209.
186. An act in amendment of chapter eighty-three of the General Statutes, entitled "Of assessment and collection of taxes," 201, 207, 246, 248, 266.
187. An act to incorporate the Fairhaven Marble and Marbleized Slate Company, 168, 173, 177, 228.
188. An act to incorporate the Village of Ludlow, 221, 263.
189. An act to incorporate the Village of Cabot, 226, 230, 231, 239, 267.
191. An act constituting Laura V. Smith heir-at-law of Joseph V. Smith, 168, 173.
192. An act to amend section four of chapter seventeen of the General Statutes, in relation to the fees for registration, 201, 207, 215, 228, 256.
193. An act to incorporate Cobb's Cornet Band of Bridgewater, 179, 182, 199, 239.
195. An act to pay Franklin Butler the sum therein mentioned, 246, 247, 249, 275.
196. An act to incorporate the Vermont and Boston Gold Mining Company, 168, 177, 228.
198. An act altering the name of Carroll Franklin Keeler to Carroll Franklin Schoolcraft, 168, 173.
199. An act to incorporate the Otter Creek Steamboat Company, 179, 183, 213, 257.
200. An act enlarging the powers of school district number four, in Middlebury, 168, 212, 240.
201. An act granting certain powers to the Addison County Grammar School, 226, 230, 248, 275.
202. An act to incorporate the Munger Street Marble Company, 179, 183, 208, 257.
206. An act restoring William T Ellison to his legal rights and privileges, 201, 207, 216.
209. An act in addition to chapter seventy of the General Statutes, entitled, "Of divorce, alimony, custody of children, also of children of persons living separate," 201, 207, 214, 225, 263.
212. An act to pay Giles M. Carpenter the sum therein named, 168, 173, 212, 216, 219, 263.
213. An act in addition to chapter twenty-nine of the General Statutes, entitled "Of the court of chancery," 226, 230, 243, 253, 275.
214. An act to change the name of the Winooski Marble Company, 179, 183, 214, 257.

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219. An act to incorporate the Free Press Association, 221, 231, 263.
220. An act relating to the estates of homestead and in dower, and in amendment of section six of chapter sixty-eight of the General Statutes, 226, 230, 248, 275.
222. An act to legalize the grand list of the town of Coventry, 221, 222, 231, 263.
223. An act to amend the charter of the Northfield Cemetery Association, 179, 183, 202, 240.
225. An act in amendment of section forty of the General Statutes, relating to the collection of taxes, 201, 207.
232. An act to amend section thirteen, chapter forty-seven, of the General Statutes, entitled "Of levy of execution," 263, 266, 273.
234. An act to legalize the grand lists of the town of Guilford for the years 1863, 1864, 1865 and 1866, 221, 222, 231, 267.
235. An act in addition to an act entitled "An act to protect fish in Otter Creek," 232, 267.
236. An act to incorporate the Smith Soapstone Company, 222, 246, 275.
237. An act to incorporate the Taftsville Cemetery Association, 235, 236, 240, 253, 275.
239. An act to authorize the towns of Woodstock, Sherburne, Bridgewater, Plymouth, Pomfret, Hartland and Hartford, to raise money for building a railroad, 222, 223, 233, 267.
240. An act to amend section one of an act entitled "An act to authorize the town of Woodstock to raise money for building a railroad," 222, 223, 233, 267.
242. An act in addition to number thirty-two of the Acts of 1865, approved November 9, 1865, relating to fees of sheriffs and constables, 226, 230, 246, 275.
243. An act authorizing the completion of the probate records for the district of Rutland, and to pay the register for completing the same, 195, 196, 217, 267.
245. An act to prevent injury to public highways, 226, 230, 231, 246, 247, 249, 275.
253. An act authorizing the correction of errors in the grand lists, 226, 230, 249.
255. An act to amend an act organizing the militia, approved November 16, 1864, 263, 267.
258. An act to protect fish in Shelburne pond, 202, 207, 232, 267.
259. An act to establish a State Normal School, 202, 207, 215, 257.
260. An act regulating the duties of the Board of Education, and the examination of teachers, 257, 258, 264.
261. An act in relation to appeals from judgments of justices of the peace in civil cases, 222, 223, 231, 232, 253, 275.
262. An act in addition to chapter eighty-three of the General Statutes, relating to the grand list, 222, 223, 265.
263. An act empowering incorporated villages and towns to have and maintain lock-ups or jails, 222, 223, 241, 267.
264. An act relating to the redemption of bank notes, 222, 267.
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267. An act to prevent the depositing of poison on lands, and in amendment of section thirty, chapter one hundred and thirteen, of the General Statutes, 226, 230, 244, 267.

268. An act to provide funds for the State Reform School, 235, 236, 246, 275.

269. An act to incorporate the Peru Steam Mill Company, 246, 247, 249, 275.

270. An act to incorporate the Craftsbury Mill-Village Mill Company, 246, 247, 250, 275.

271. An act to legalize the grand list of the town of Weybridge for the year 1866, 272.

272. An act defining the jurisdiction of town clerks, 246, 247, 252, 269.

273. An act amending section three of an act entitled "An act instructing the Committee to make up the Grand List, to correct the list of the county of Washington for the year 1865, and for other purposes," approved November 8, 1866, 269, 270.

275. An act making provision for the support of Government, 246, 248, 249, 253, 275.

276. An act authorizing the compiling and publishing the listing laws of this State, 263, 264, 265.

277. An act fixing the salaries of the Secretary and Assistant Secretary of the Senate, and Clerk and Assistant Clerks of the House of Representatives, 268, 270.

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